



JOURNALS
of the
HOUSE OF BURGESSSES
of Virginia

1770--1772



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of Virginia



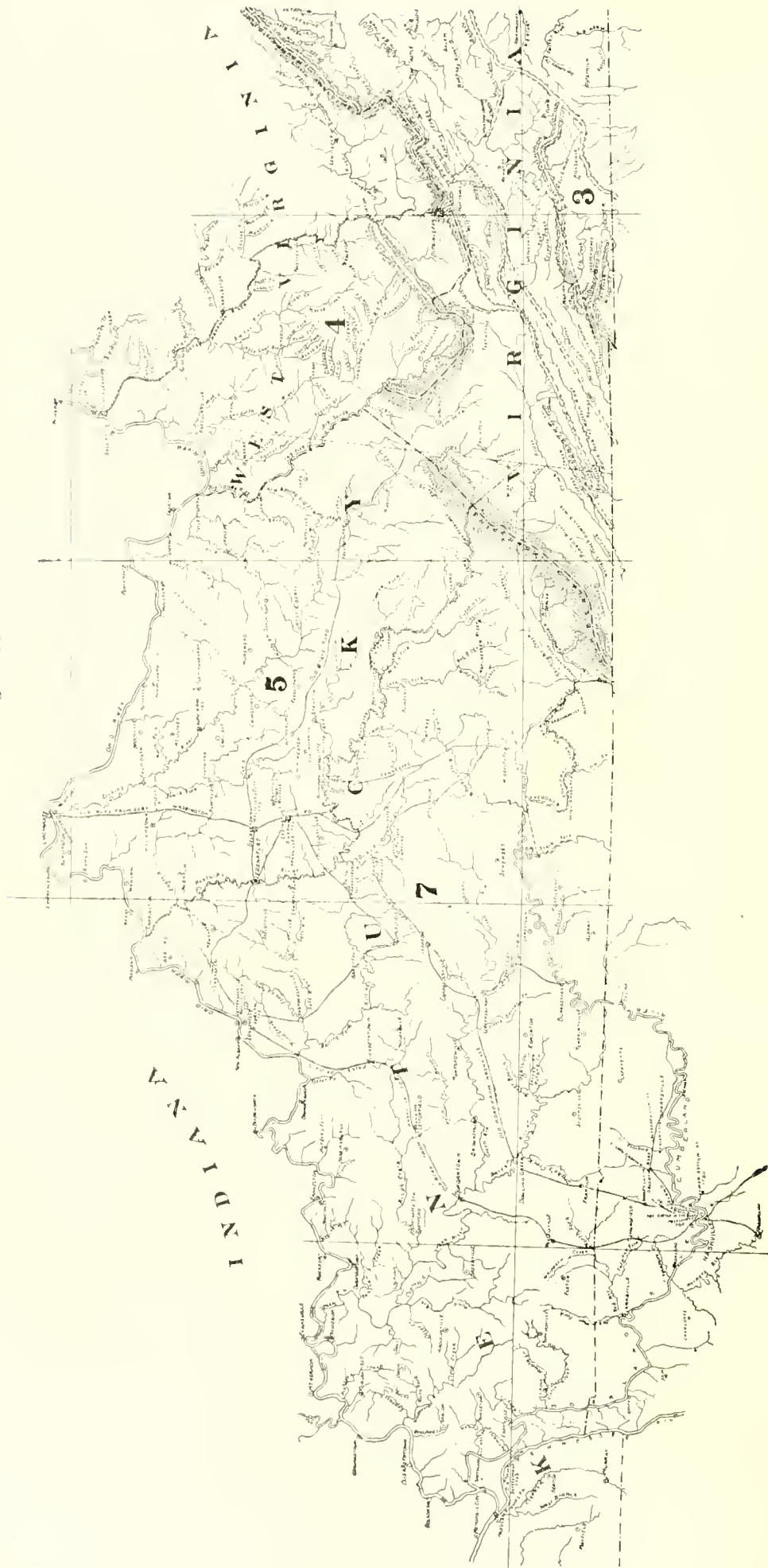
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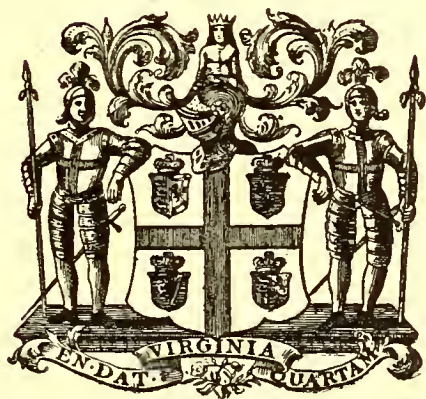
O H I O



CHEROKEE LANDS ACQUIRED BY VIRGINIA BY THE TREATIES
OF 1768, 1770, 1772 AND 1775.

JOURNALS
of the
HOUSE *of* BURGESSSES
of
VIRGINIA
1770-1772

Edited by
JOHN PENDLETON KENNEDY



RICHMOND, Virginia

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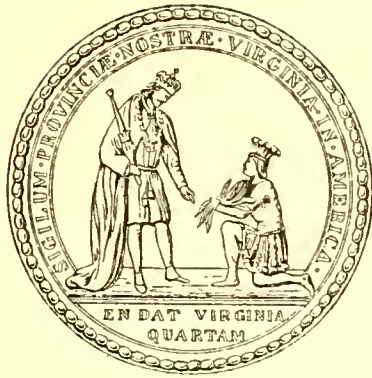
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THE original Journal of the House of Burgesses of *Virginia*, from *Monday 21st May 1770*, to *Thursday 28th of June* of the same year, is bound with the *November* session of 1769, and bears the following title; "*Journal November 1769, May 1770.*" In printing this Journal the Public Printer continued the pagination of the 1769 session, which contains one hundred and sixty pages, the paging of the 1770 session commencing with one hundred and sixty-one and extending to two hundred and seventy-one. Three copies of this Journal are now in the *Virginia State Library*, one in the *Library of Congress*, and one in possession of the *Philadelphia Library Company*.

The Journal of the session beginning *Thursday* the 11th of *July 1771*, and extending to *Saturday* the 20th of the same month, was originally bound with the printed "*Journals 1769 to 1772.*" It contains twenty four pages inclusive of half title which heads page one. There is one copy of this Journal in the *Virginia State Library*.

The session of 1772 met after several prorogations, on *Monday* the 12th day of *February*, and adjourned on *Saturday* the 11th of *April* following. This Journal is paged consecutively from one to one hundred and sixty-four, and, like the two preceding Journals, is bound under the following title "*Journals 1769 to 1772.*" In addition to the two copies of this printed Journal in the *Virginia State Library*, another copy is to be found in the *Library of Congress*.

The large trade carried on by the Colonies with the *Indians* reached such proportions in 1770, that *George* the Third determined to leave its future management to the several Assemblies. Prior to that time the trade had not been regulated, and the results were not satisfactory to either of the Colonies. Acting upon instructions received from *Great Britain*, the various Legislatures proceeded to conform with the intentions of the Crown, and adopted resolutions appointing commissioners to meet with those of the neighboring Colonies, to perfect a system by which the question could be effectually settled.

John Penn, Governor of *Pennsylvania*, in his communication to Governor *Boletourt* upon this subject, called attention to the fact that commissioners had already been appointed in *New York* and *Pennsylvania*, and urged that no time be lost in effecting similar appointments in *Virginia*:

*Philadelphia*¹ 5th March, 1770.

My Lord,

His Majesty having thought proper to commit the future management of the *Indian Trade* to the several Colonies, I beg leave to acquaint your Lord^{sh}, that the Legislatures of *New York* and this Province have, in order to conform themselves to His Majesty's gracious intentions, respectively passed laws for appointing Commissioners to meet with those who may be appointed by the neighbouring Colonies, to form and agree on a general plan for the Regulation of that Trade. But as the good purposes of this design cannot be effectually answered without the concurrence

of

¹ Bancroft Transcripts—Library of Congress.

of all the Govern^{ts} concerned therein, I thought it necessary to take the earliest opportunity of requesting you will recommend it to your Assembly to adopt the same measure, and to co-operate with the other Colonies in promoting the success of a matter so essential to the tranquility and prosperity of the whole.

Governor Colden informs me that he shall lose no time in communicating this proposal to the Gov^r of Quebec, and I am now writing to Gov^r Eden on the same subject. I have the honor to be

Your Lord^{ps}'s most obedient humble servant,

JOHN PENN.

His Excell^{cy} the R^t Hon^{ble} Lord Botetourt.

Replying to this communication, Governor Botetourt announced his intention of laying the matter before the next Assembly, at which time he would communicate their decision:

Williamsburg¹, March, 1770.

I have received your Excell^{cy}'s letter dated March 5th together with an Act of Assembly passed by your Province, entitled: "An Act for appointing Commiss^{rs} to meet with Commissioners who are or may be appointed by the Legislatures of the Neighbouring Colonies, to form and agree on a general plan for the regulation of the Indian Trade." I will lay them both before the Assembly of this Dominion, when they meet in May next, and will report their determinations as immediately as possible. I have the honour to be

Your Excellency's very obedient humble servant

BOTETOURT.

John Penn, Governor of Pennsylvania

The matter of trade with the *Indians* was soon overshadowed by the question of extension of the Western boundary, which attracted so much attention, both in *Virginia* and *England*, as to prevent, for the time being, a discussion of the inter-colonial affairs. The question of this particular purchase was first discussed in 1769, at which time a memorial to the King, setting forth the advantages to be derived by an accession of territory, was presented to Governor Botetourt, and forwarded by his direction to Lord Hillsborough.

In this extended Memorial of Wednesday, December 13, 1769, attention was called to the fact that John Stuart, Superintendent of the *Indian* Affairs in the Southern Department, had proposed a somewhat limited acquisition of Indian lands, which, in the judgment of the Assembly, would not meet the requirements of the Colony. The bounds² as proposed by this officer extended from the "intersection of *Holston's* River, a Point, which would terminate the Line dividing this Colony from *North Carolina* to the Mouth of the Great *Kanhaway*."

The Burgeffes represented that this line, as proposed, would be about "Two Hundred Miles in Length, and must pass through a Country abounding with high and rugged Mountains, extremely difficult and Dangerous of Access, and intersected by many water Courses." They further reported that, in "establishing this Line, the great Part of the valuable Country lying on the *Ohio*, below the Mouth of the Great *Kanhaway*, which had recently been ceded to the Crown by Northern *Indians* would be separated from other royal Possessions in that Section, and that it would be impossible to establish settlements in that fertile and extensive country."

To his Excellency the Right Honourable Norborne. Baron de Botetourt,
his Majesty's Lieutenant and Governor General, and Commander in Chief
of the Colony and Dominion of *Virginia*. and Vice Admiral of the same.

My Lord^s,

We his Majesty's most dutiful and loyal Subjects, the Burgeffes of *Virginia*,
having agreeable to our former Assurances, maturely and deliberately considered
your Excellency's Speech beg Leave to renew our unfeigned Thanks for his Majesty's
kind

¹ Bancroft Transcripts—Library of Congress.

³ Journal House of Burgeffes, December, 13, 1769.

² See Map also Fifth Annual Report of the Bureau of Ethnology pp. 121-378.

kind Attention to the Interests of this Colony, in so readily approving the Report of the Right Honourable the Board of Trade and Plantations, in Favour of a more extended Boundary to the Westward. We are persuaded that his Majesty's sole Motive for so doing arose from his most gracious Inclination to promote the Security and Happiness of his dutiful Subjects; but permit us, my Lord, with all Humility and Deference to his Royal Wisdom, by an humble Memorial, to express our Apprehensions that his Majesty hath not yet been made properly and fully acquainted with the true Situation of our Frontiers; and suffer us to intreat your Lordship, that you will be pleased to lay before our Royal Sovereign a more perfect State of the Matter, and endeavor to procure for this Colony such farther Indulgencies, in enlarging its Boundary, as to his Majesty, in his great Wisdom, may seem just and right. On our Parts, we do assure your Excellency, that we shall, at all Times, be ready and willing cheerfully to comply with every Requisition in our Power, that may tend to promote the Honour and Dignity of his Majesty's Crown, the Extension of his Dominions, and the true Interests of this Colony.

But, if, unfortunately for this Colony, his Majesty hath already taken his ultimate Resolution to confine his Subjects to the Line proposed by your Excellency, we must humbly acquiesce, and will furnish the Two Thousand Five Hundred Pounds Sterling, according to the Estimate you have been pleased to communicate to us. And the said Memorial is as followeth, viz.

The MEMORIAL of the HOUSE of BURGESSES,

Humbly Represents,

That your Memorialists having paid the earliest Attention to your Lordship's Speech at the Opening of this Session, have taken under their most serious Consideration that very interesting Part of it which relates to the Report of the Right Honourable the Board of Trade and Plantations to his Majesty, respecting the Extension of the Boundary of this Colony to the Westward; and as your Memorialists are extremely solicitous on all Occasions, to stand fair in the Royal Opinion of their most gracious Sovereign, they humbly presume to lay before your Excellency their Reasons for not immediately complying with his Majesty's Requisition, communicated to them by your Lordship in such very polite and engaging Terms.

Sensible as your Memorialists are of the many signal Advantages which would redound as well to his Majesty as to several of his American Colonies, they should think themselves blind to their Duty and Interests if they did not receive, with all Thankfulness, your Lordship's Information of the Benefits intended to them by his Majesty's gracious Approval of a more extended Boundary, than had been proposed by the Superintendent of Indian Affairs in the Southern Department; but they flatter themselves that a Revision of the Subject, if his Majesty would once more be pleased to condescend to take it under his Princely Consideration, would convince his Majesty that his most gracious Purpose cannot be answered by establishing the Line proposed.

Your Memorialists beg Leave to observe that the said Line, if extended from the Interfection of Holston's River, the Point, which would terminate the Line dividing this Colony from North Carolina to the Mouth of the Great Kanhaway, would be near Two Hundred Miles in Length, and must pass through a Country abounding with high and rugged Mountains, extremely difficult and dangerous of Access, and intersected by many Water Courses; that the present Posture of Indian Affairs would make a strong Guard of armed Men necessary for the Protection of those who might be commissioned to run such a Line, as it must necessarily pass through a Country uninhabited, and through which those Indians who seem at present most inclined to Hostilities, do frequently take their Routs;

That by establishing such Line, a great Part of that most valuable Country, lying on the Ohio, below the Mouth of the great Kanhaway, lately ceded to his Majesty by the Northern Indians, would be separated and divided from the British Territory, on the upper Part of Holston's River, the great Kanhaway, and the Ohio, which your Memorialists humbly conceive must greatly impede, and may totally prevent the Settlement of that fertile and extensive Country, which, from its Situation

Situation and many natural Advantages, would open the fairest Prospect of a very beneficial Commerce to our Mother Country, by securing to his Majesty's Subjects a new and extensive Trade with the several Tribes of Western Indians, which has hitherto been almost engrossed by the Subjects of France; and by this Means many Indian Nations, heretofore living at Enmity with our most gracious Sovereign and his Subjects, might be made friendly and useful in extending the Trade and Navigation of Great-Britain.

That your Memorialists have the greatest Reason to fear that the said Line, if confirmed, would constantly open to the Indians and others, Enemies to his Majesty, a free and easy Ingress to the Heart of the Country, on the Ohio, Holston's River, and the great Kanhaway, whereby the Settlements, which may be attempted in those Quarters, will, in all Probability, be utterly destroyed, and that great Extent of Country, from the Mouth of the Kanhaway to the Mouth of the Cherokee River, extending Eastward as far as the Laurel Hills, so very lately ceded to his Majesty, and to which no Tribe of Indians, at present, sets up any Pretensions, will be entirely abandoned to the Cherokees; in Consequence of which Claims totally destructive of the true Interests of his Majesty, may, at some future Time arise, and Acquisitions justly ranked amongst the most valuable of the late war, be altogether lost.

Your Memorialists further beg Leave to represent to your Lordship, that Lands, which have been granted by Patents regularly obtained, according to the known and fixed Rules of this Government, if the said Line were to take Place, would be entirely dismembered from this Colony, allotted to the Indians, and entirely lost to the Proprietors, who were authorized by Law, and encouraged by the Royal Instruction of his late Majesty to his Governor, to explore and settle this new Country at the Risque of their Lives, and at a great Expence.

Your Memorialists, from these weighty Considerations, have been induced to extend their Views, and do humbly offer, as their Opinions, that a Line beginning at the Western Termination of the North-Carolina Line, and running thence in a due West Direction to the River Ohio, may be accomplished at a much less Expence than the other Line proposed; that the Extension of such a Line is necessary for the Safety and Advantage of his Majesty's Subjects, and that it would tend greatly to the Increase of his Majesty's Revenue, and to the Promotion of the Trade and Navigation of the Western Part of this Dominion, if a Purchase were made of the Cherokee Indians of all their Lands, which such due Western Line would include; especially if his Majesty would be graciously pleased, in his Royal Wisdom, to discourage all Monopolies of those Lands, and strengthen our Barrier, by granting them, in small or moderate Quantities, to such Adventurers as might incline to feat and settle the same.

Your Memorialists, for the better Illustration of the foregoing Observations, beg Leave to lay before your Excellency as exact and perfect a Plan of that Part of the Country as they at present are able to procure, and humbly submit the whole Matter to your Excellency's Judgment.

From such Representation as your Excellency may think fit to make, we presume to flatter ourselves that his Majesty will be graciously pleased to order a Suspension of any other Line that may affect the very numerous Settlements of his Subjects to the Eastward of that now proposed, till the Matter is reconsidered, and fully and clearly understood.

On December 18th, 1769, Lord Botetourt enclosed a copy of the Memorial of the House of Burgeffes concerning the boundary line, to John Stuart, then at Charles Town, S. C.:

Williamsburg¹ Dec. 18th 1769.

Sir

I have inclosed copies of an Address and Memorial from the House of Burgeffes by which you will perceive that they have agreed to the Requisition I have had the honour

¹ Bancroft Transcripts, 1768—1776—Library of Congress.

honour to make to them by command from the King, but at the same time that they pray for a more extended Boundary than that you have recommended, and intreat that I will again implore His Majesty to reconsider the merits of their humble Petition. In consequence of that their desire I have wrote the Earl of Hillsborough and earnestly solicited that they may be indulged to the extent of their wishes. I have likewise acquainted him that I have intreated you not to take a step towards running any line until you shall have had fresh instructions from His Lordship. It remains that I beg your assistance towards compleating this great work, but should you deem giving that assistance inconsistent with your duty, shall be obliged to you for your reasons why this Colony may not be allowed to purchase from the Indians a most desirable country, which would in time add very greatly to the value of His Majesty's Quit-Rents. I have the honour to be Sir

Your very obedient humble Servant

BOTETOURT.

M^r Stuart Superintendent of Indian Affairs.

Replying to this communication, Stuart set forth his reasons in detail for his proposed line, and called attention to the Earl of Hillsborough's letter¹ of the 13th of May 1769, which alluded to the report of the Board of Trade, concerning boundaries, and had been approved by the Crown:

Charles Town¹, 13 January, 1770.

My Lord

I am honoured with your Excellency's letter of 18th December with the address and memorial of the House of Burgesses of the Colony of Virginia, praying for a greater extent of Boundary than that pointed out in the report of the Right Honourable the Board of Trade and directed by His Majesty to be ratified, and marked, as signified by the Earl of Hillsborough, in his letter of 13th May, 1769.

I must beg your Lordship will be persuaded that in negotiating a Boundary Line between the Indian Nations and the different Provinces, I have been solely actuated by principles of duty in conforming as nearly as possible to His Majesty's ideas and orders, so fully and clearly expressed in his additional instructions to all his Governors in 1761, by his Royal Proclamation of 7 October 1763, and by his orders relative to the report of his Board of Trade, contained in the Earl of Hillsborough's letter of 15 April 1768, which evince his most gracious purpose of protecting and rendering strict justice to the Indians, thereby to remove their jealousies and apprehensions, which our encroachments on their Hunting Grounds too well justified, and from which that dissatisfaction and hostile disposition which proved so expensive and destructive to His Majesty's subjects, principally arose. I am therefore extremely mortified, when from these considerations my reasoning on the subject of a more extended Boundary must differ from that of so respectable a body as the House of Burgesses of the Dominion of Virginia whose views and wishes I can have no motive to obstruct or oppose, except what arises from an earnest desire faithfully to discharge the trust reposed in me.

I beg your Lordship's permission to represent that from the knowledge of the disposition of the Indian tribes within the Southern District, which my office of Superintendent has enabled me to acquire, I am persuaded the Cherokees will never consent to give up the territory pointed at in your Assembly's memorial, because

First. A continuation of the Line dividing your Colony and North Carolina, from the point where it intersects Holsten's River, in a due Western course, can never touch the Ohio, but will run within less than sixty miles of the Cherokee towns, and fall upon the Cherokee River a little below Chuola or the Chickafaw landing.

Second. Said Line would cut off from the Cherokees and Chickafaws their only valuable Hunting Grounds, it being a fact well known, that they always hunt

at

¹ Bancroft Transcripts 1768-8776—Library of Congress.

at the distance of one or two hundred miles from their villages for an obvious reason, the scarcity of deer near the dwellings of a nation of Hunters.

Third. Besides the distresses which the Cherokees and Chickasaws would certainly be subjected to by the loss of their Hunting Grounds, the settlement of these lands by adventurers from your Colony, who are likewise hunters and in other respects disagreeable to the Indians, would prove an insurmountable obstacle.

These difficulties, my Lord, would operate immediately with the Cherokees and Chickasaws; but the jealousies and apprehensions of every Tribe on the Continent, especially of those within this District, would be again revived by such an extension of territory, altho' they are almost effaced by His Majesty's having most graciously directed to settle and mark distinct Boundaries; and in whatever manner the Cession pointed at in the Memorial might be obtained from the Cherokees, there is the greatest reason to apprehend that it would be productive of a general rupture with, and coalition of, all the Tribes on the Continent; for however Indians may quarrel amongst themselves, yet an encroachment on the lands of any Nation becomes a common cause, and attracts the attention of the whole.

The Creek Nation, consisting of four thousand gun men have lately complained to me of Settlement being made by emigrants from Virginia on the unceded lands on the Mississippi, the Chickasaws and Choctaws are more immediately affected by such settlements, and also express their uneasiness. At this very time there are in the Creek Nation, Deputies from the Shawnee, Delawares and other Northern Tribes, accompanied by some Cherokees, endeavouring to form a general confederacy on the principle of defending their lands from our daily encroachments. The principal Chiefs of the Cherokee Nation sent me the enclosed message in July last, and immediately afterwards Ouconnastotah the principal leader set out with 30 canoes of armed men, to reconnoitre the settlements on Holsten's River, and see how far your inhabitants had extended beyond the line agreed upon by treaty in November 1768. These circumstances appear to be worthy your Excellency's attention, and I hope will serve to evince the propriety of my declining to recommend the proposed extension: and here permit me my Lord to express my great sorrow for being obliged to refuse my assistance, of whatever weight it may be, in obtaining for the Colony of Virginia a Boundary to the extent of their wishes. My sentiments on the proposal I shall candidly submit to his Majesty's Ministers, and be extremely happy in carrying whatever orders they may think proper to give me relative to it, into execution.

I hope your Lordship will think it for the good of His Majesty's service to restrain adventurers from your Colony from settling beyond the Line already agreed upon, untill His Majesty's ultimate orders can be received.

From the supposition in the Memorial that the Line therein proposed would fall upon the Ohio, I must conclude the plan referred to, to be erroneous, for the Division Line between Virginia and North Carolina appears by the Map to be in 36" 30^m. the Cherokee Towns are situated between 35^d and 35" 40^m.

I inclose your Lordship my bill on his Excellency Gen^l Gage for the amount of the Bill of Expences contracted by direction of M^r Cameron; and I have the honour to be with the greatest respect My Lord

Your Excellency's most obedient and most humble servant

JOHN STUART.

His Excell^{cy} the R^t Hon^{ble} Lord Botetourt.

P. S. I have chosen rather to send my bill upon my Agent at New York for the amount of the Bill of expences above mentioned being £33 York currency, which will certainly be paid duly. The abstract of the Additional Instruction and Proclamation I send merely to save your Lordship the trouble of looking for the original.

Replying to this communication, on February 8th following Lord Botetourt stated to M^r Stuart that he entirely agreed with the objections outlined by him, so far as the acquisition of territory without the consent of the Indians was concerned. He flattered himself

himself

himself, however, that his Majesty's servants would be convinced of the necessity of acquiring such territory, and he trusted that all officers of the colony would render their assistance in bringing about a satisfactory result. The Assembly meeting on *May 21st*, the Governor laid before them certain papers bearing upon *Indian* affairs, and on the *30th* of *May* following presented for their consideration other papers appertaining to the Western boundary, including letters from *John Stuart*, Superintendent of the Southern Department.

These papers were referred to a Committee, and on *Friday* the *15th* day of *June* following, a resolution concerning the boundary line was agreed upon. In reaching this conclusion it was necessary for the Burgesses to recede from their former position. This they determined to do, owing to the constant menace to frontier interests resulting from the disquietude of the *Indians*:

*Resolved,*¹ That it is the Opinion of this Committee, that it may be extremely Dangerous to the unhappy People who may Settle beyond the Lines fixed on by the Superintendent of *Indian* Affairs as Limits between the *Cherokees* and this Colony, to Delay any longer entering upon a Negotiation for a more extensive Boundary, which his Majesty has approved of, and that an humble Address be presented to his Excellency the Governor, to desire that he would immediately take such Steps as were necessary for entering upon a Treaty with the *Cherokees*, for the Lands lying within a Line to be run from a Place where the *North Carolina* Line terminates, in a due West direction, until it intersects *Holstein* River, and from thence to the Mouth of the Great *Kanhaway*, and that he will be Pleas'd when a Cession of these Lands should be obtained, to proceed to Mark and to Establish that Boundary.

Lord *Botetourt* immediately communicated a copy of the resolution of the Assembly to *M^r Stuart*, urging him to enter into an early treaty with the *Cherokees*, in order to secure as soon as possible a fixed boundary between their possessions and those of the Colony of *Virginia*:

*Williamsburg*², 21 *June*, 1770.

Sir

Being authorized by the inclosed Address of the House of Burgesses, His Majesty's gracious permission and your letter of the third of August 1769, I earnestly intreat that you do immediately enter upon a treaty with the Cherokees in order to obtain, as soon as possible, for this dominion, a cession of those lands to which His Majesty has been pleas'd to consent, upon conditions which have been agreed to by the Legislature of this Country.

I must likewise beg that you send me an account of the several goods and sums of money which will be wanted for completing this great work, specifying as near as may be the expence of each particular service; with the time and manner in which you would wish to have them paid; as also what assistance you will want from hence in running the Line, when it shall have been agreed to, with the exact time when it will be wanted. You may depend upon the greatest punctuality in the course of this transaction. The whole expence must come within the £2500 sterling, which have been granted by this Government in consequence of your own estimate. The higher the savings the more we shall be obliged to you.

I congratulate you on your being appointed a Counsellor Extraordinary of the Dominion and Colony of Virginia: will send by 1st opportunity a copy of this letter to the Earl of Hillsborough, and have the honour to be, Sir

Your very obedient humble Serv^t.

BOTETOURT.

Hon. Jⁿ Stuart Esq. Superintendent for Indian Affairs.

Acting

¹ Journal House of Burgesses, June 15, 1770.

² Bancroft Transcripts, 1768-1776—Library of Congress.

Acting under instructions from Governor *Botetourt, Stuart*, who was then at *Charles Town*, replied¹ under date of *July 12th* that a convention of the *Cherokee* Chiefs would be held at *Lochabar* on the 5th of *October* following, and that the question of cession of lands would be taken up at that time. The Governor was apprised at the same time that the £2500 set aside for the purchase of *Cherokee* lands would not be sufficient to accomplish the ends of the Colony, and that an additional of £400 sterling should be appropriated for this purpose. Lord *Botetourt* at once communicated to the Earl of *Hillsborough* the contents of *Stuart's* letter, and notified him of his decision to extract additional funds needed from his Majesty's Quit-Rents:

Sir

M^r Stuart having in the inclosed answer to my express acquainted me that near 400£ sterling, more than his original estimate, would be wanting, in order to enable him to compleat the purchase of those lands from the Indians, to which the King has been graciously pleased to consent; I have presumed to draw upon His Majesty's Quit Rents for that sum, as I could not otherwise have made good to the several branches of this Legislature the promise I thought myself authorized to make. Should your Lordship be of a different opinion, I will immediately answer your draught for 400, out of my private fortune, as I wou'd rather forfeit the whole than be guilty of even the appearance of deceit.

I have the honour to be

Your Lordship's most devoted humble Servant

BOTETOURT

Williamsburg¹ Aug. 10th, 1770.

E. of Hillsborough.

Replying, a month later, to *Stuart's* communication of *July 12th*, Governor *Botetourt* authorized him to draw upon Messrs. *Norton & Son* of *London* for £2900 sterling, the amount set by him for the purchase of *Cherokee* lands.

Williamsburg,¹ Aug. 9th, 1770.

Sir

I have inclosed to you an authority to draw upon Messrs Norton and Son in London for £2900 Sterling by which you will perceive that the 384. 17. 6. which you have desired, together with £15. in order to enable you to purchase gold by bills for 300 are both added to the estimate of £2500 with which you originally engaged to procure for this dominion from the Indians those lands, to the purchase of which His Majesty has been graciously pleased to consent. I have likewise appointed Col. Donelson a member of the House of Burgeses to meet you at Lochaber upon Friday the 5th of October that he may be able to report from view, to our General Assembly, the whole of that transaction, may fix with you a proper time for running the Line and may be instructed in the knowledge of every thing which will be wanted for that material purpose.

I am extremely pleased with the assurance you have given me that the strictest economy shall be observed; and as it has ever been the first object of my life to be remarkable for good faith and punctuality, I shall depend upon you in the present instance for that credit with the Indians which my actions shall deserve.

I will be answerable that Messrs. Norton and Son will pay due honour to your Bills for 2900 sterling.

Extremely your obedient

BOTETOURT.

Hon. John Stuart Esq^r.

On the 18th day of *October* following, a congress of the leading Chiefs of the *Cherokee* Nation was held at *Lochaber* in the province of *South Carolina*, and the treaty negotiated between

¹ Bancroft Transcripts, 1768-1776—Library of Congress.

between the *Cherokee* Nation and *Great Britain*. A copy of the deed of cession, resulting from this convention, was delivered to Colonel *Donelson*¹, a representative appointed by Lord *Botetourt* to be present upon that occasion, and forwarded by him to Governor *Nelson* at *Williamsburg*:

Treaty With the Cherokee Indians²

SOUTH CAROLINA,

At a Congress of the Principal Chiefs of the *Cherokee* Nation held at *Lochaber* in the Province of *South Carolina* on the eighteenth day of *October* in the year of our Lord one thousand seven hundred and seventy, by *John Stuart* Esq^r. agent for and Superintendent of the affairs of the *Indian* Nations in the Southern District of *North America*.

A Treaty for a cession to His Most sacred Majesty *George* the Third by the Grace of *God*, of *Great Britain, France* and *Ireland* King, Defender of the Faith &c. By the said Nation of *Cherokee* Indians of certain lands lying within the limits of the Dominion of *Virginia*.

Whereas, by a treaty entered into and concluded at *Hard Labour* the fourteenth day of *October* in the Year one thousand seven hundred and sixty eight by *John Stuart* Esq^r. His Majesty's Agent for and Superintendent of the affairs of the *Indian* Nations inhabiting the Southern District of *North America*, with the principal and ruling chiefs of the *Cherokee* Nation, all the Lands formerly claimed by and belonging to said Nation of *Indians* lying in the Province of *Virginia* to the Eastward of a Line beginning at the Boundary of the province of *North Carolina* and *Virginia*, running in a N. B. E. course to Col. *Chiswells* mine on the Eastern Bank of the great *Conhoway* and from thence in a straight Line to the Mouth of the said Great *Conhoway* River where it discharged itself into the *Ohio* River were ceded to His Most Sacred Majesty his heirs successors; and *Whereas* by the above recited Treaty all the lands lying between *Holsten's* River and the line above specified were determined to belong to the *Cherokee* Nation to the great loss and inconveniency of many of His Majesty's subjects inhabiting the said lands; and representation of the same having been made to His Majesty by His Excellency the Right Hon^{bl}. *Norborne* Baron de *Botetourt* His Majesty's Lieutenant and Governor General of the Dominion of *Virginia*, in consequence whereof His Majesty has been graciously pleased to signify His royal pleasure to *John Stuart* Esq^r. his agent for and Superintendent of *Indian* affairs in the Southern District of *North America*, by an injunction contained in a letter from the Right Hon^{bl}. the Earl of *Hillsborough* one of his Principal Secretaries of State dated the 13th *May* 1769 to enter into a Negotiation with the *Cherokees* for establishing a New Boundary Line, Beginning at the Point where the *North Carolina* Line terminates and to run thence in a West Course to *Holsten's* River, where it is intersected by a continuation of the Line dividing the Provinces of *North Carolina* and *Virginia*, and thence a straight course to the confluence of the Great *Conhoway* and *Ohio* Rivers.

Article 1st Pursuant therefore to His Majesty's orders to and power and authority vested in *John Stuart*, Esq^r agent for and Superintendent of the affairs of the *Indian* Tribes in the Southern District, It is agreed upon by the said *John Stuart* Esquire, on behalf of His Most Sacred Majesty *George* the Third, by the Grace of *God* of *Great Britain, France* and *Ireland*, King, Defender of the Faith &c. and by the subscribing *Cherokee* Chiefs and warriors on behalf of their said Nation, in consideration of His Majesty's paternal goodness so often demonstrated to them the said *Cherokee* Indians, and from the affection and friendship for their Brethren the inhabitants of *Virginia*, as well as their earnest desire of removing as far as possible all cause of dispute between them and the said inhabitants, on account of encroachment or lands reserved by the said *Indians* for themselves, and also for a valuable consideration in various sorts of goods paid to them

¹ Member of the House of Burgeesses from Pittsylvania County. ² Cherokee Mss.—Virginia State Library.

them by the said *John Stuart* Esq. on behalf of the Dominion of *Virginia*. That the hereafter recited Line be ratified and confirmed, and it is hereby ratified and confirmed accordingly, and it is by these presents firmly stipulated and agreed upon by the parties aforesaid, that a Line beginning where the Boundary Line between the Province of *North Carolina* and the *Cherokee* hunting grounds terminates, and running thence in a West Course to a point six miles East of *Long Island* in *Holsten's* River, and thence to said River six miles above the said *Long Island*, and thence in a direct course to the confluence of the Great *Conhoway* and *Ohio* Rivers, shall remain and be deemed by all His Majesty's white Subjects as well as all the *Indians* of the *Cherokee* Nation, the true and just limits and Boundaries of the lands reserved by the said Nation of *Indians* for their own proper use, and dividing the same from the Lands ceded by them to His Majesty, within the limits of the Province of *Virginia*, and that His Majesty's white subjects inhabiting the Province of *Virginia* shall not, upon any pretence whatsoever settle beyond the said Line, nor shall the said *Indians* make any settlements or encroachment on the Lands which by this Treaty they cede and confirm to His Majesty; and it is further agreed that as soon as His Majesty's Royall approbation of this Treaty shall have been signified to the Governor of *Virginia* or Superintendant, this Treaty shall be carried into execution.

Article IInd. And it is further agreed upon and stipulated by the contracting parties, that no alteration whatsoever shall hence forward be made in the Boundary Line above recited and now solemnly agreed upon, except such as may hereafter be found expedient and necessary for the material interest of both parties, and which alteration shall be made with the consent of the Superintendant, or such other person or persons as shall be authorized by His Majesty as well as with the Consent and approbation of the *Cherokee* Nation of *Indians*, at a congress or General meeting of said *Indians* to be held for said purpose, and not in any other manner. In testimony whereof the said Superintendant on behalf of His Majesty, and the underwritten *Cherokee* Chiefs on behalf of their Nation, have signed and sealed this present Treaty at the time and place aforesaid.

(Signed)

JOHN STUART.

(Signed)

Anconastotah's mark	J	(23)
Killagusta's mark	⊙	(63)
Attahkullakullah's mark	X	(13)
Kayaloy's mark	Y	(21)
Kinnatitah's mark	⊙	(22)
Uka Youla's mark	⊙	(24)
Chukannuta's mark	⊙	(25)
Skyagusta Tuechkee's mark	⊙	(28)
Wolf of Kefwee's mark	⊙	(29)
Skyagusta Tefloy's mark	⊙	(30)
Turrapenis mark	⊙	(31)
Enry of Tugalo's mark	⊙	(32)
Scalelufky of Sugar Town's mark	⊙	(33)
Chinistah of Sugar Town's mark	⊙	(34)
Chinistah of Watoga's Mark	⊙	(35)
Otafite Keywaffee's Mark	⊙	(36)

Copy,

Tefte JOHN BLAIR, JR.

Early in 1770 *Edward Montagu*, London Agent for the colony of *Virginia*, advised the Committee of Correspondence, that one of the Lords of the Treasury had reported to him that certain gentlemen were securing a grant of land in the section recently ceded by the *Cherokees* to the Crown.

London¹ Jan^{ry}. 18, 1770

Gent.

I have just received Intelligence from one of the Lords of the Treasury that a Body of very respectable and opulent Gentlemen have made a Proposal and offer'd a satisfactory Sum for the Grant of Lands in your Colony which form the Frontier; from the best Discription I can get, "They are to the Southward Westward of the Pennsylvania Line, down the Ohio to the Mouth of the big Canhaway with the main Branches of the said River to the Mountains—then with the Mountains to the Chief Waters of the River Monongahela and with them to the beginning.

It is propos'd to erect a separate Government, and least it sho^d operate in any Degree to your Injuries, collectively or individually, I have enter'd a Caveat at the Board of Trade to whom, It will of Course be refer'd for Consideration. When it comes then I shall devise a Suspension of the Plan till you have Notice of it, and can transmit to me your Approbation or Objection. I find that one of the great Inducements to the Treasury's Assent to the Proposition is that the Distances of this Country is so great from the present Seat of Government, that Justice and Order can never take Place (sho^d. it be completely settled,) without forming a new Government there.

I have the Honor to be

Gent.

Y^r. most obedient humble Serv^t.

EDW. MONTAGU.

At the same time *Montagu* address'd the Lords of Commerce and Trade upon this question of land cessions, and called attention to the fact that he understood that a grant had already been given of 1,350,000 acres of land to several gentlemen who termed themselves the "*Ohio Company*." This letter which bears no date, was most likely written during the latter part of *January*, or about the same time the communication was address'd to the Committee of Correspondence:

To the R^t. Hon^{ble}. Lords Com^{rs}. for Trade & Plant^{ns}.

The humble Petitⁿ. of Edw^d. Montagu

Agent for Virg^a.

Sheweth

That your Pet^r. is informed "An Application has been made to the R^t. Hon^{ble}. Lords of Treasury for a Grant of certain Lands in part of his Majesty's Colony & Dominion of Virginia" That the Consideration tender'd to their Lord^{sh}s. is satisfactory and that such Proposition is refer'd to your Lord^{sh}s for your Deliberation as to the Policy & Expediency of such a Measure, and whether it may not be necessary to sever such Lands from the said Colony and erect a new and distinct Governm^t. thereof.

That Y^r. Pet^r. is advis'd no less than 1,350,000 Acres of such Land has been already granted, partly to a Society of Gentlemen called the Ohio Company, and partly to Individuals of that Colony, who cause'd the same to be survey'd, and before the Comencem^t. of the late War had made some Progress in the Settling and Cultivation thereof, but having been driven from their Possessions by the Indians and since restrain'd from returning by his Majesty's Proclamation they have not yet been restor'd to their just Rights.

That your Pet^r. conceiving his Constituents totg^rly ignorant of such Application to the Lords Treasury, and that their Lordships are inform'd of the Circumstances above stated, humbly submits it to your Lordships Wisdom & Justice whether

before

¹ Montagu Correspondence—Virginia State Library.

before any farther Proceeding is had on the Subject refer'd to your Lordships to the Colony of Virginia sho^d. not have Notice, and Time given to offer such Objections as may occur ag^t. the Completion of such Grant.

Y^r. Pet^r. therefore humbly prays Y^r. Lord^s. will represent to the Lords of Treasury that it seems reasonable and just the Col^y of Virginia Sho^d. have Advice of an Application which if approved wo^d. be attended with a Severence of so large a part of its Dominion and affect the Rights of many who under Grants already obtained conceive themselves entitled to so large a Portion of the Lands apply'd for.

E. M.

Again on Feb. 6th, 1770, Montagu forwarded a communication^r to the Committee of Correspondence, in which he referred to his previous letters concerning the grant of the Ohio Company, and mentioned his protest to the Board of Trade upon the matter in question:

London Feb^r. 6, 1770.

Gentlemen:

My two last Letters to you were of the 10th and 18th of Jan^r. the first attended with the Kings Speech on meeting his Parliam^t. the other relating to an Application to the Treasury for a Grant of a very large Tract of your Lands that form your Frontier. Very great and opulent Persons are combined in this Attempt, and it has been conducted with so much Secrecy, that till this Treasury, had agreed on the Consideration, no body knew of the Negotiation. The Instant I discovered it, I enter'd my Caveat at the Board of Trade. The Propositiⁿ is now arrived there for Consideration as to the Policy of the Desigⁿ. I have presented my Petition of which I send you a Copy, and as I have no Doubt of its Effect, you will be so good to furnish me with your Objections in Case you think the Plan liable to any.

Not a Word yet has passed in Parliament about the American Grievances. The only Object of Attention is the Middlesex Election. Our Merchants in London have been extreme shy, and very unwilling to take the Lead in an Affair, as interesting to them as America. We have prevailed on the Gentlemen of Bristol to begin. They had a meeting, and have transmitted to one of their Representatives an Account of conditional Orders from North America to the Amount of £200,000. The Londoners have at last followed their Example and at a very numerous Meeting last Week unanimously resolved to petition the House of Commons for a Repeal of the Act that imposes Duties on Paper, Glafs, Painters Colours and Tea. They have likewise collected the several Amounts of the conditⁿ. Orders which when produced to the Publick must be alarming. Today, (if no other Business interferences) Lord North intends to move for Repeal of so much of the Act as extends to the three first Articles, retaining the odious Preamble and the Duty on Tea. If the Debate is carry'd on dispassionately, I have no Doubt about a total Repeal, but if Abuse Invective sho^d start, the Metal of both sides of House is so violent, that I fear their own true Interest will be forgot.

Two Events of Importance have happen'd in this Country since my Letter. The Death of the new Chancellor M^r Yorke within three days after his appointment, and the sudden and unexpected Resignation of the Duke of Grafton.

I intend this by the New York to morrow, if your Business comes on in the House to day I shall add what may occur.

The Parl^t. have passed a Bill to allow Ireland and America to continue their Importation of Provision in England Duty free.

I am

Gent^s. with great Respect

Y^r. very obed^t. faithfull Serv^t.

EDWD. MONTAGU

P. S. Pontfract Election came on to day, and nothing was done in America Business

^r Montagu Correspondence—Virginia State Library.

Business, but preventing the merchants Petition, which is ordered for Consideration on Monday.

Concerning this grant of land, *Ford*, in his *Writings of Washington* notes the following:

"The treaty of Fort Stanwix (September, 1768) established the bounds of *English* territory essentially as they had been proposed at the *German Flats*. "Beginning at the mouth of the *Tennessee* river, it followed the *Ohio* and *Alleghany* rivers to *Kittaning*; thence in a direct line to the nearest fork of the west branch of the *Susquehannah*; and thence following that stream through the *Alleghanies*, it passed by way of *Burnett's Hills* and the eastern branch of the *Susquehannah* and the *Delaware*, into *New York*, having its northern terminus at the confluence of *Canada* and *Wood* creeks. The line, thus proposed, was not in accordance with the instruction of the Board of Trade. *Hillsborough*, who had succeeded the liberal *Shelbourne* as Colonial Secretary, and was bitterly opposed to any settlements in the interior, wished to have the line extended no farther than the mouth of the great *Kenawha*, where it would then meet the line which *Stuart*, at a Council in *South Carolina*, had recently established with the *Cherokees* as the western boundary of *Virginia*. The temper, however, of the Confederate deputies at this time rendered it impossible for the Baronet to follow strictly his instructions, without defeating the very object of congress." *Stone*, *Life of Sir Wm. Johnson*, ii., 307. *Johnson* claimed that the effect of this treaty, which was ratified in 1770, was to vest the claim of the northern *Indians* to the country south of the *Ohio* in the crown, leaving the Southern *Indians* only to be dealt with concerning it; "and should they refuse to give it up, it is in his majesty's power to prevent the colonies from availing themselves of the late cession in that quarter, till it can be done with safety and the common consent of all who have just pretensions to it." *Johnson to Gage*, 16 December, 1768.

"This plan reappears in *London* in 1770: 'A society of us, in which some of the first people in *England* are engaged, and in which you and Colonel *Croghan* are made original partakers, have concluded a bargain with the Treasury for a large tract of land lying and fronting on the *Ohio* (part of the lands lately ceded by the *Indians* to *Great Britain*), large enough for a government. Having it suggested to us by Lord *Hillsborough* that it would be right that we should have a charter of government, in consequence of this bargain so concluded, we are next to apply to the Council Board, that the grant may issue. We expect to meet with opposition, and some objections arising from the impressions made by such opposition, yet have no doubt of carrying this point, as we have settled the main point. As soon as the grant has issued we are to apply to the Lords of Trade on the subject of the charter.' *Thomas Pownall* to Sir *William Johnson*, April 1770. The application for the grant was made in behalf of the company by *Thomas Walpole*, a *London* banker, *Benjamin Franklin*, *John Sargeant*, and *Samuel Wharton*, but was opposed by Lord *Hillsborough* in a report that gave *Franklin* an opportunity to make such a crushing reply as to lead to *Hillsborough's* resignation from the cabinet."

The grant of these lands to the *Ohio Company* created much concern in *Virginia*, since a great many grants to soldiers for services in *Indian* wars had been made in that section.

Washington writing to Lord *Botetourt*, from *Mt Vernon*, on October 5th called attention to this attempt upon the part of the *Ohio Company* to acquire lands in the section recently ceded by the *Indians* to *Virginia*, and urged that some action be taken to protect the interest of the soldiers, many of whom had already settled on the disputed lands.

Mount

Mount Vernon,¹ Oct. 5 1770

My Lord,

Being fully convinced of Your Lordship's inclination to render every just and reasonable service to the people you govern, and to any society or body of them that shall ask it, and being in a more particular manner encouraged by a letter which I have just received from M^r Blair (Clerk of the Council) to believe that Your Excellency is desirous of knowing how far the grant of land solicited by M^r. Walpole & others will effect the interest of this country in general, or any sett of men in particular; I shall take the liberty (being tolerably well acquainted with the situation of the frontiers of this Dominion) to inform your Lordship that the bounds of that grant, if obtained upon the extensive plan prayed for, will comprehend at least four fifths of the land for which this Colony hath lately voted £2500 sterling to the purchase and survey of, and must destroy the well grounded hopes of those (if no reservation is made in their favour) who have had the strongest assurances which government could give them, of enjoying some of those lands, the securing of which hath cost this country much blood and treasure.

By the extracts which your Excellency did me the honour to enclose, I perceive that the Petitioners require to begin on the South side of the Ohio opposite to the mouth of Scioto, which is at least 70 or 75 miles below the mouth of the Great Kanhawa, the place to which the Ministerial Line (as it is called) from Holston's River is to run, and more than 300 from Pittsburg, and to extend from thence in a Southerly direction through the pass of the Onasioto Mountain, which by Evan's Map,² the best draughts of that country I have ever yet seen, and all the enquiries I have been able to make, from persons who have explored those wilds, will bring them near the latitude of North Carolina. From thence they go North easterly to the Fork of the Great Kanhawa (made by the junction of Green Briar & New River; on both of which waters we have many settlers on lands actually patented) From hence they proceed up Green Briar to the Head of the North-Easterly branch thereof, thence Easterly to the Alleghany Mountains; thence along those mountains to the Line of the Lord Fairfax, thence with his line and the line of Maryland and Pennsylvania till the Western boundary of the latter shall strike the Ohio; thence with the same to the place of beginning.

These my Lord, are the bounds of a grant under consideration, and if obtained, will, in my humble opinion give a fatal blow to the interests of this country; but this I have presumed to say as the sum of my thoughts as a member of the community at large.

I shall beg leave now to offer myself to Your Excellency's notice, as an individual, in a more interested point of view, and at the same time as a person who considers himself in some degree the representative of the Officers and Soldiers who claim a right to 200,000 acres of this land petitioned for by M^r Walpole and others, under a solemn Act of Government, adopted at a very alarming and important crisis to His Majesty's affairs in America. To approach Your Lordship in these characters, it might seem necessary to preface an apology, but I shall rely on your usual goodness and candour for the patient hearing of a few words in support of the equity of our pretensions; which cannot fail of being short, as I have taken the liberty of troubling your Lordship pretty fully on this head before.

The first letter I ever did myself the honour of writing to your Excellency on the subject of these lands, and to which I now beg leave to refer, contained a kind of historical account of our claim, but as no embellishment is requisite to illucidate a right, when simple facts are sufficient to establish the point, I shall beg leave to give your Lordship the trouble of reading the inclosed order³ of Council of 18 of Feby. 1754 and Governor Dinwiddie's Proclamation in consequence thereof, and then add that these troops not only enlisted agreeable to the terms there stipulated but behaved so much to the satisfaction of the country as to obtain the honour of its public thanks. Would it not be hard, my Lord, to deprive men under these circumstances (or their

successors

¹ Bancroft Transcripts—Library of Congress.

² Map Division—Library of Congress.

³ Page xxi.

successors) of the just reward of their toils? Could this act of the Governor and Council, offered to and accepted by the soldiery, be considered in any other light than as an absolute compact? An tho' the exigency of our affairs rendered it impracticable for us to settle this country for some years after the date of the proclamation, and the policy of government forbid it for a few years longer, yet the causes being now removed and the land given to some as a recompence for their losses, and sought after by others for private emolument, have we not a title to be regarded among the first? We vain would hope so. We flatter ourselves that in this point of view Your Excellency will also consider us, and by your kind interposition and favourable representation of our case His Majesty will be graciously pleased to confirm the 200,000 acres of land to us, agreeable to the terms of the Proclamation. Or if it should be judged necessary to be more particular in the location of it, and your Lordship will be pleased to cause the same to be signified to me, I will point out immediately thereupon, the particular spots on which we would beg to have our surveys made; as part of the land prayed for in our petition of the 15th of December last, to wit, that on Sandy creek, will not be comprehended within the line running from Holston's river to the mouth of the Great Kanhawa.

Such an act of goodness as this, my Lord, would be conferring a singular favour on men who do not know who else to apply to; on men, the most of whom either in their persons or fortunes have suffered in the cause of their country, and cannot fail of meeting with such acknowledgements as result from grateful minds impressed with the due sense of obligation. None will offer them with more sincere respect than

Your Lordships most obedient and most
humble Servt

GEO. WASHINGTON.

enclosure.

At a Council held 18 February 1754. The Governor was pleased to signify to the Board, that as it was determined a fort should be immediately built on the River Ohio, at the Fork of Monongahela, for the security and protection of His Majesty's subjects in this colony, and that a sufficient force should be raised to erect and support the same, he judged necessary to give a reward of 200,000 acres of land on the East side of the river Ohio within this Dominion (clear of rights and free from the payment of Quit Rents for the term of fifteen years, 100,000 acres whereof to be contiguous to the said fort, and the other 100,000 acres to be on or near the river Ohio) over and above their pay, to all who shall voluntarily enter into the said service; to be divided amongst them after the performance of the said service, in a proportion due to their respective merit: The Council, on due consideration of the great advantage which will accrue to His Majesty from the taking immediate possession of those lands, & being satisfied that there are other lands sufficient to answer the quantity granted to the Ohio Company, advised His Honour to notify and publish the said encouragement by Proclamation.

[A Proclamation did accordingly issue on 19 Feb^y, in the 27th year of the reign of His late Majesty, precisely to the above effect, w^{ch} Col. Washington has transcribed in his letter and a copy of which is lately delivered to his Honour the President.]

It may not be amiss to add by way of remark that the complement of men judged necessary [sufficient] for this service (tho' the event proved them otherwise) were actually raised in consequence of this Proclamation; that they marched over the Alleghany Mountains thro' almost inaccessible passes, and built a fort on the waters of Monongahela which they were obliged afterwards to surrender to the superior force of the French and their Indian Allies;—that they conducted themselves in that enterprize in such a manner as to receive the honour of their country's thanks,
as

as may appear by the Journals of the House of Burgeffes in the Seffion following; and that many of them continued in the service till the total demolition of Fort Duquesne and establishment of an English garrison in its place.

G. W.

Lord Botetourt having died on October 15th, William Nelson, President of the Council succeeded him, pending the appointment of a new Governor. After having been in office three days, Governor Nelson, in a letter to the Earl of Hillsborough set forth practically the same reasons advanced by Washington in the interest of soldiers of the Colony, and urged that some steps be taken to protect them:

Virginia, Octr 18th 1770.¹

My Lord,

On the 15th Instant I did myself the honour of writing to your Lordship to acquaint you with the melancholly event of the death of Lord Botetourt, which had thrown His Majesty's faithful subjects of this Colony into the deepest affliction. At the same time I sent a copy of the proceedings in Council, to shew your Lordship by what means the Administration of the Government had fallen into my hands.

On the evening of that day your Lordship's letter of the 20th of July to the Governor, was delivered to me; and as it contains matter of great variety and importance it hath been read in Council, and, together with the several papers inclosed in it, hath been maturely considered; and I now trouble your Lordship with theirs as well as my own opinion upon the subject of them. I must first acknowledge the propriety and justice of your Lordship and my Lords Commissioners of the Treasury in delaying to report in favour of M^r Walpole and his associates, for so large a grant of lands on the back of this Colony, until the Country should be made acquainted with it and their reasons, if they had any, in objection to it, should be heard; and our thanks are particularly due to your Lordship for affording the Governor and Council an opportunity of defending themselves against the indecent illiberal and unwarrantable charges contained in a letter of the 9th of July 1770 to M^r. Walpole, referring first to your Lordship's consideration what degree of credibility an anonymous writer, who thus stabs in the dark, is entitled to, tho' by the great commendation he gives of the generous Proposal of M^r Walpole and his associates to Government for the purchase of the lands they want, it is probable he is one of that respectable body.

The charges in this letter are, that the Governor & Council of Virginia have made large and immoderate grants of the lands to the westward of the Alleghany Mountains; that many such grants (of which a list is annex'd to the letter) are made to the members of Council themselves, who by selling those lands, to others make large profits, and that this practice hath been carried on and encouraged by them, notwithstanding His Majesty's Instructions that no larger quantity shall be granted to any one person than 1000 acres. The truth of this fact is that this instruction was not given till 1763, and that all these grants so loudly complained of, were made long before the existence of that instruction, and in the æra when it was thought good policy to settle those lands as fast as possible, and that the granting them to men of the first consequence who were likeliest and best able to procure large bodies of people to settle on them was the most probable means of effecting the end proposed. As to the Grantees making large profits by the sale of them to others, I am confident the fact is otherwise, since the stated price for such lands (except in very few cases) hath been £3 Virginia currency per 100 acres, a price very little higher than it would cost any man who should incline to take up singly 3 4 or 500 acres. It is very fortunate for me that whilst I am writing upon this subject, I do not find my name in any of these grants, tho' I have been 25 years a Member of the Board, and am therefore no otherwise concerned than to vindicate the honour of the Governor and the Gentlemen of the Council, especially of those whose names are made use of in
some

¹ Bancroft Transcripts—Library of Congress.

some of those grants. I claim no merit from this circumstance, as I do not think their conduct at all unwarrantable, which I hope to shew in the sequel of this letter. My reason for declining such engagements, proceeded from an opinion that little if any profit would arise from them, but some trouble, and the experience I have had now, shews that I was right in that opinion. For I have good cause to know that those gentlemen of the Council who did engage in those grants, have not received one shilling of advantage from them, nor do I believe they ever will. It is true that some of the Grantees residing on the frontiers, men of activity and strength of constitution, who have had all the trouble expence and fatigue of surveying the lands and of procuring others to purchase and settle on them, I presume have made some advantages by reserving some to themselves and by the sale of other parts; and this they seem to have deserved for their labour. In order to shew Your Lordship how groundless the charge is that the Governor and Council have acted unwarrantably in the making unreasonable grants of land, the inclosed Paper No. 1.¹ contains the proceedings relative to the grants to the Ohio Comp^y, by which it appears that by application to his late Majesty, He was pleased to order his then Governor and Council to grant them 200000 Acres upon the terms expressed in the said paper, and Your Lordship will observe, that tho' some of the grantees were of the Council yet many of them were also resident in Great Britain. The next grant in order of time, on or near the Ohio, was by Proclamation from Lieu^t Governor Dinwiddie, promising 200000 Acres of land to be given and divided among such as would voluntarily enter into His Majesty's service for the defence of the frontiers, at that time violently attacked by the French & Indians, and those lands the Officers and soldiers who served, are at this instant surveying in order to obtain Patents for them, and their right seems to be a good one, as many of them sealed the contract with their blood, whose shares will be apportioned among their surviving wives children and other legal representatives. Thus far the Governor and Council I hope have done right; indeed this last grant was so much approved of by his late Majesty, that he soon after adopted and enlarged the plan by offering by his royal proclamation large quantities of land to the Officers and Soldiers who should enter into his service on this Continent, the quantity not fix'd but 3000 acres to a Colonel and so less to the other Officers according to their rank, and even to the common soldiers. To satisfy the regiments rais'd in this Colony upon that promise, I presume 200000 acres will be required. Besides these, we have been told (tho' we have never had an authentick copy of the treaty at Fort Stanwix) that the Indians made it an express condition in the deed of Cession to his Majesty, that 100,000 acres of it should be granted to Col. Croghan, Deputy of Sir William Johnson, and a like quantity to the Pennsylvania traders, as a recompense to them for the injuries and damages they sustain'd from the Indians during the late war. All these amounting to 800,000 acres are to the northward, and I presume near the lands which these new Adventurers want, and I presume the Governor and Council to be blameless in all these. In all the other grants listed at the end of this anonymous letter N^o. 9.¹ I do not find that any steps have been taken towards surveying and seating them; of course they are or will become lapsed, except in the two to John Lewis and others for 800,000 acres and to James Patton and others for 100,000 acres. On these lands which are located from Green Briar River to the branches of the Holston River and will be within the limits of the land now purchasing by His Majesty from the Cherokees, there are many hundred families settled. I ought here to observe that the Assembly of Virginia have given £2500 St. for the purchase of these lands: and these are the people My Lord who were so greatly distress'd by His Majesty's Proclamation of 1763, requiring them to abandon all the lands on the water courses running to the westward or into the Mississippi. This Proclamation they refus'd to comply with, nay they said they could not do it, for having expended their little all under the grants from this Government they had no other place to retire to, and have hitherto chose to rely on a kind providence, expos'd as they have been to the resentment of the Indians: and this is the reason that I find that very
little

¹ Bancroft Transcripts—Library of Congress.

little if any Quit Rents have been received for His Majesty's use from that Quarter for some time past; for, they say, that as His Majesty hath been pleased to withdraw his protection from them since 1763, they think themselves bound not to pay Quit Rents. However as this Boundary with the Cherokees will be compleated in the Spring I have no doubt but regular government will take place there as it is in other parts of this Dominion, and that the Quit Rents will be there properly collected. I intreat Your Lordship to let me know His Majesty's pleasure with respect to those lands, whether he is pleased to permit them to be granted or not. For, notwithstanding the assertions in the Paper N^o. 9 we have not granted one acre in those parts since the Proclamation nor shall we until set at liberty to do it; tho' many applications have been made for that purpose without success. The people are still continuing to settle those lands under the equitable right they derive from the grant to John Lewis and others. James Patton's grant is also pretty full of inhabitants and his family receive some advantages from it, and truly I think they might, since the old man paid his scalp as the price of it, he being murdered by the Indians on the way as he was escorting amunition for the defence of the settlers on Green Briar. I can only say on the subject of those two grants and all the other large ones, that they were made at a time when the policy of the day was to make large grants to persons who were likeliest to procure people to inhabit and to cultivate the lands; which ends have been nearly attained in both these instances. The late war and the prohibition by proclamation have been the causes that those lands have not been more fully peopled, which I have reason to think will be effected soon after leave is given to grant Patents for such parts as are settled; those 1,700,000 acres which I have taken notice of in all, I suppose will take place of all new Adventurers. We do not presume to say to whom our gracious Sovereign shall grant his vacant lands nor do I set myself as an opponent to M^r. Walpole and his associates. All that I can consistently with my duty, hope for is, that all prior rights, whether equitable or legal may be preserved and protected. By equitable, I mean all those who have had grants, but have been prevented from complying with the strict terms of them by the war or any other unavoidable impediment: by legal, I mean all those for which patents have been obtained.

If we take a comparative view of the merit of those new adventurers with that of the people who have run great hazards during the course of the war, many of whom lost their lives and fortunes in the prosecution of those settlements, others had their wives, children and other dearest relatives carried into a barbarous captivity, many of whom still languish in that distressful situation; it will not be difficult to determine on which side the weight prevails.

As to the Garbling the lands which the letter N^o. 9 twice mentions, I beg your Lordship to consider that the proposal of M^r. Walpole and his Associates of paying Quit Rents only for the cultivable lands, amounts to a great deal more in its consequences. For, under that description, who can suppose that they intend to include and pay Quit Rents for sterile mountains or rocky lands? Whereas we have a law of this country which the surveyors are obliged to conform to requiring that the breadth of every survey of land shall be at least one-third of the length: and this was enacted on purpose to prevent the practice of Garbling, as it is called, that is, that the Patentees shall be obliged to take some indifferent land with the good.

Permit me here to observe that the 20 years indulgence these gentlemen desire before they shall be obliged to pay Quit Rents, is more than ever hath been allowed, even by the law of 1754, which was passed by recommendation from his late Majesty, and the merit they make of purchasing these lands is not considerable, when we reflect that the price of 5 sterling for 50 acres, which every man pays before he can obtain a Patent (except in particular exemptions as above) amounts, on so great a quantity to as much or more. And as His Majesty and his late Royal Grandfather have been graciously pleased to permit the money arising from the sale of the rights to be applied to the fund for the support of Government and the Contingent charges

charges thereof, that fund will sustain a heavy loss if it should be withdrawn at this time.

With respect to the establishment of a new colony on the back of Virginia, it is a subject of too great political importance for me to presume to give an opinion upon. However permit me, my Lord, to observe that when that part of the country shall become sufficiently populated it may be a wise and prudent measure; but the argument that the settlement of those parts will be a good barrier and defence to the frontiers of Virginia, appears to me from experience to be rather specious than solid; for the greatest difficulty and expence of defending our frontiers in the last war proceeded from the vast distance and extent of them. If you increase that distance & extent the difficulty and expence of defending will be proportionably increased, and the people as settled there sparsedly, were incapable of defending themselves, and often called for assistance from the interior and more populous parts of the country.

At all events I trust that these gentlemen if they succeed in their scheme, will not be permitted to oppose their power and strength to the feeble resistance of the poor settlers, who have borne the heat and burden of the day, and that they will not share the fate of the unfortunate Naboth whose vineyard became a tempting object to a rich and powerful man.

It will certainly be proper before any grant is made to M^r. Walpole and his associates, to have an exact list taken of the people settled on those lands, and under what rights, that they may be particularly reserved, and not to leave a door open to future contention about them, which however I have at present no possible method of obtaining, nor do I think it can be done but by great length of time and at no small expence.

After I had wrote thus far, and was reading it to the Gentlemen of the Council for their approbation a letter from Col George Washington to Lord Botetourt was delivered to me; which being read and appearing to be material on the present subject, they advised me to send a copy of it to Your Lordship, which is accordingly inclosed N^o. 3. I ought to acquaint your Lordship that he is the Gentleman who had the honour to command the first rais'd troops, to whom the 200,000 acres promis'd by Lieut Governor Dinwiddie's Proclamation is due, and therefore he may be interested in the affair. However your Lordship will judge of the solidity of his reasoning.

I omitted to mention in its proper place that unless M^r. Walpole and his Associates should sett out the lands in small parcels at reasonable rates, they will remain long without much cultivation or settlement; since men in this quarter of the globe where it is so easy to become absolute proprietors of lands, are not fond of farming them. It is a vast encouragement to the improvement and cultivation of the lands, when they can enjoy the pleasure to reflect that their posterity will receive the benefit of the labour they bestow. If these gentlemen should be left at liberty to exact what terms they please for the lands, either by the sale or letting them to farm; consider, my Lord, how little ground will be left open to hope for a speedy settlement or population. If they should do neither of these but each individual should keep possession of his large share, till lands should become scarce and at a high price or they should require a high rent, which may be raised from time to time, we may possibly have reason to apprehend such convulsions and insurrections as happen'd in the colony of New York a very few years since between the great land-holders and their tenants on a subject of this nature.

Thus my Lord have I endeavored to give the fullest and clearest answer I could to your letter, and the several papers referred to and inclosed in it. If I have done it to your Lordships satisfaction I shall be happy.

I ought to beg pardon for being so prolix, which however I could not well avoid when I observed how very desirous your Lordship is, of as full and particular information as possible, of every thing necessary to this great consideration.

I have the honour to be with profound respect My Lord,

Your Lordship's most obedt and very
humble Servt

WM. NELSON. P.

Succeeding

Succeeding Lord *Botetourt* as Governor of Virginia in the fall of 1770, Lord *Dunmore* at once condemned the project to establish a colony on the *Ohio* River. He gave as his reasons for opposing this grant, that a settlement at such a great distance from a colony would neither benefit the part settled or the mother country. These views he expressed in a letter to the Earl of *Hillsborough*, dated *New York*, November 12, 1770:

*New York*¹, 12, November, 1770.

I have made it my business to enquire and to find out the opinion of the People here, on the scheme in agitation of establishing a Colony on the Ohio. I find all who have any knowledge of such affairs concur in condemning the project; they allege among a variety of reasons, that a Colony at such an immense distance from the settled parts of America and from the Ocean, can neither benefit either those settled parts, or the Mother Country, that they must become immediately a lost people to both, and all communication of a commercial nature with them, be a vain attempt; from the difficulty and expence attending the transport of commodities to them, which would so enhance the price thereof as to make it utterly impossible for them to purchase such commodities, for they could not raise a produce of any kind, that would answer so difficult and expensive transport back; such Colony therefore must be their own Manufacturers; and the great expence of maintaining Troops there for their protection, be a dead weight on Govern^t without the hopes of reaping any advantage hereafter. The scheme alarms extremely all the settled parts of America, the people of property being justly apprehensive of consequences that must inevitably ensue, that such a Colony will only become a drain to them (now but thinly peopled) of an infinite number of their lower class of Inhabitants, who the desire of novelty alone will induce to change their situation; and the withdrawing of those Inhabitants will reduce the value of lands in the provinces even to nothing, and make it impossible for the Patentees to pay the Quit Rents; by which it is evident, his Maj^{ty}'s interest must be very much prejudiced. Add to this the great probability, I may venture to say certainty, that the attempting a settlement on Ohio will draw on an Indian war; it being well known, how ill affected the Ohio Indians have always been to our interest, and their jealousy of such a settlement so near them, must be easily foreseen, therefore, as such a war would affect at least the nearest Provinces, as well as the New Colony your Lord^{sh} must expect those provinces, will not fail to make heavy complaints of the inattention of Govern^t to their interest. I cannot therefore but think it my duty to recommend to your Lord^{sh} not to suffer this scheme to have effect, at least, until your Lord^{sh} shall have from the most substantial and clear proofs, been made thoroughly sensible of its utility.

DUNMORE.

The efforts upon the part of the Colony to protect the grants already made to the soldiers for services rendered in *Indian* wars, were accepted by the *Ohio Company* early in *December* 1770. *George Mercer*, the agent for this Company in *London*, writing to *Washington*, Dec. 18, 1770², advised him that the 200,000 acres claimed by officers of the *Virginia* troops had been accepted by the Company as valid, and that their rights should be respected. This concession being made, no further attempt upon the part of the Colony to prevent a cession to the *Ohio Company* was enacted. Inactivity, however, upon the part of those interested caused the matter to remain in an unsettled state until 1772, when a grant bearing that date was delivered. This grant was made out in the name of the *Grand Company*, and included much of the fertile lands acquired by the Colony at the *Cherokee* convention at *Lochaber* in 1770.

The Assembly of 1770 was prorogued on *June* 28th, after having discussed at some length the questions of commerce and taxation.

On *June* 22nd an *Association* was entered into by various members of the House of Burgesses and by a large number of merchants of *Williamsburg* and vicinity. Governor *Botetourt* writing to the Secretary of State¹ on *June* 30th following, called particular attention

¹ Bancroft Transcripts—Library of Congress. ² Ford—Writings of Washington, II. 340.

tion to this *Affociation*, which had been presented to him in the form of a petition. He stated that the purpose was to effect the repeal of the act which granted certain duties for the purpose of raising a revenue, and to be relieved from hardships resulting from the unlimited jurisdiction of the Courts of Admiralty.

In commenting upon this *Affociation*, Governor *Botetourt* was of the Opinion the merchants of *England* were largely responsible for its adoption, and that various letters intended to promote distress had emanated from *America* with this object in view.

A printed copy of the *Affociation* was forwarded at the time by Governor *Botetourt* to the Secretary of State. Numerous copies were likewise circulated throughout the colony and many received the signatures of prominent residents in their respective counties. Several copies of this *Affociation*, so endorsed, are on file in the *Library of Congress*.

The Association¹ Entered Into Last Friday, the 22^d Instant, by the Gentlemen of the House of Burgesses, and the Body of Merchants, Assembled in this City.

We his Majesty's most dutiful and loyal subjects of *Virginia*, declaring our inviolable and unshaken fidelity and attachment to our gracious sovereign, our affection for all our fellow subjects of *Great Britain*, and our firm determination to support, at the hazard of our lives and fortunes, the laws, the peace, and good order of government in this colony; but at the same time affected with great and just apprehensions of the fatal consequences certainly to follow from the arbitrary imposition of taxes on the people of *America*, for the purpose of raising a revenue from them, without the consent of their representatives; and as we consider it to be the indispensable duty of every virtuous member of society to prevent the ruin, and promote the happiness, of his country, by every lawful means, although in the prosecution of such a laudable and necessary design some unhappy consequences may be derived to many innocent fellow subjects, whom we wish not to injure, and who we hope will impute our conduct to the real necessity of our affairs: Influenced by these reasons, we do most earnestly recommend this our association to the serious attention of all Gentlemen, merchants, traders, and other inhabitants of this colony, not doubting but they will readily and cordially accede thereto. And at the same time we, and every of us, do most solemnly oblige ourselves, upon our word and honour, to promote the welfare and commercial interests of all those truly worthy merchants, traders, and others, inhabitants of this colony, who shall hereafter conform to the spirit of this association; but that we will upon all occasions, and at all times hereafter, avoid purchasing any commodity or article of goods whatsoever from any importer or seller of *British* merchandise or *European* goods whom we may know or believe, in violation of the essential interests of this colony, to have preferred their own private emolument, by importing or selling articles prohibited by this association, to the destruction of the dearest rights of the people of this colony. And for the more effectual discovery of such defaulters, it is resolved,

That a committee of five be chosen in every county, by the majority of associators in each county, who, or any three of them, are hereby authorized to publish the names of such signers of the association as shall violate their agreement; and when there shall be an importation of goods into any county, such committee, or any three of them, are empowered to convene themselves, and in a civil manner apply to the merchant or importers concerned and desire to see the invoices and papers respecting such importation, and if they find any goods there in contrary to the association to let the importers know that it is the opinion and request of the country that such goods shall not be opened or stored, but re-shipped to the place from whence they came: And in case of refusal, without any manner of violence, inform them of the consequence, and proceed to publish an account of their conduct.

Secondly

¹ Manuscript Division—Library of Congress.

Secondly. That we the subscribers, as well by our own example as all other legal ways and means in our power, will promote and encourage industry and frugality, and discourage a manner of luxury and extravagance.

Thirdly. That we will not hereafter, directly or indirectly, import, or cause to be imported, from *Great Britain*, any of the goods hereafter enumerated, either for sale or for our own use; to wit, spirits, cider, perry, beer, ale, porter, malt, pease, beef, fish, butter, cheese, tallow, candles, fruit, pickles, confectionary, chairs, tables, looking glasses, carriages, joiners work, and cabinet work of all sorts, riband, *India* goods of all sorts, except spices and calico of more than 3 s. sterling per yard, upholstery (by which is meant paper hangings, beds ready made, furniture for beds, and carpetting) watches, clocks, silversmiths work of all sorts, silks of all sorts (except womens bonnets and hats, sewing silk, and netting silk) cotton stuffs of more than 3 s. sterling per yard, linens of more than 2 s. sterling per yard (except *Irish* linens) gauze, lawns, cambric of more than 6 s. sterling per yard, woollen and worsted stuffs of all sorts of more than 2 s. sterling per yard, broadcloths of more than 8 s. sterling per yard, narrow cloths of all kinds of more than 4 s. sterling per yard, not less than 7-8th yard wide, hats of greater value than 10 s. sterling, stockings of more than 36 s. sterling per dozen, shoes of more than 5 s. sterling per pair, boots, saddles, mens exceeding 25 s. and womens exceeding 40 s. sterling, exclusive of bridles, which are allowed, portmanteaus, saddle bags, and all other manufactured leather, neither oil or painters colours, if both, or either of them, be subject to any duty after the 1st of *December* next. And that we will not import, or cause to be imported, any horses, nor purchase those which may be imported by others after the 1st of *November* next.

Fourthly. That we will not import or bring into the colony or cause to be imported or brought into the colony, either by sea or land, any slaves, or make sale of any upon commission, or purchase any slave or slaves that may be imported by others after the 1st day of *November* next, unless the same have been twelve months upon the continent.

Fifthly. That we will not import any wines, on which a duty is laid by act of Parliament for the purpose of raising a revenue in *America*, or purchase such as may be imported by others, after the 1st day of *September* next.

Sixthly. That no wine be imported by any of the subscribers or other person, from any of the colonies on this continent, or any other place, from the time of signing this association, contrary to the terms thereof.

Seventhly. That all such goods as may or shall be imported into this colony, in consequence of their having been rejected by the association committees in any of our sister colonies, shall not be purchased by any associator; but that we will exert every lawful means in our power absolutely to prevent the sale of all such goods, and to cause the same to be exported as quickly as possible.

Eighthly. That we will not receive from *Great Britain*, or make sale of, upon commission, any of the articles above excepted to after the first day of *September* next, nor any of those articles which may have been really and *bona fide* ordered by us, after the 25th of *December* next.

Ninthly. That we will not receive into our custody, make sale of, or become chargeable with any of the articles aforementioned, that may be ordered after the 15th of *June* instant, nor give orders for any from this time; and that in all orders which any of us may hereafter send to *Great Britain* we will expressly direct and request our correspondents not to ship us any of the articles before excepted, and if any such goods are shipped contrary to the tenour of this agreement we will refuse to take the same or make ourselves chargeable therewith.

Provided nevertheless, that such goods as are already on hand, or may be imported according to the true intent and meaning of this *Association*, may be continued for sale.

Tenthly

Tenthly. That a committee of merchants, to be named by their own body, when called together by their chairman, be appointed to take under their consideration the general state of the trade in this colony, and report to the association, at their next meeting, a list of such other manufactures of *Great Britain*, or commodities of any kind whatever, now imported, as may reasonably, and with benefit to the colony, be excepted to.

Eleventhly. That we do hereby engage ourselves, by those most sacred ties of honour and love to our country, that we will not, either upon the goods which we have already upon hand or may hereafter import within the true meaning of this association, make any advance in price, with a view to profit by the restrictions hereby laid on the trade of this colony.

Twelfthly. That we will not at any time hereafter, directly or indirectly, import, or cause to be imported, or purchase from any person who shall import, any merchandise or manufactures exported from *Great Britain*, which are, or hereafter shall be, taxed by act of Parliament for the purposes of raising a revenue in *America*.

Resolved, That a meeting of the associators shall be called at the discretion of the Moderator, or at the request of twenty members of the association, signified to him in writing; and in case of the death of the present Moderator, the next person subscribing hereto be considered as Moderator, and act as such until the next general meeting.

Lastly. That these resolves shall be binding on all and each of the subscribers, who do hereby, each and every person for himself, agree that he will strictly and firmly adhere to and abide by every article of this association from the time of this signing the same until the act of Parliament which imposes a duty on tea, paper, glass, and painters colours, be totally repealed, or until a general meeting of one hundred associators, after one month's publick notice, shall determine otherwise, the twelfth article of this agreement still and for ever continuing in force, until the contrary be declared by a general meeting of the members of this association.

Signed in *Williamsburg*, this 22^d of *June*, 1770.

COLUMN NO. 1.

Peyton Randolph, *Moderator*.
 Andrew Sprowle, *Chairman of the Trade*.
 Ro. C. Nicholas.
 Richard Bland.
 Edmund Pendleton.
 Archibald Cary.
 Richard Henry Lee.
 Henry Lee.
 Charles Carter, *Corotoman*.
 Thomas Jefferson.
 Severn Eyre.
 Thomas Whiting.
 Edward Hack Moseley, jun.
 George Washington.
 Burwell Bassett.
 Spencer M. Ball.
 James Walker.
 Edward Osborn.
 Southy Simpson.
 Richard Lee.

COLUMN NO. 2.

John Alexander.
 John Burton.
 William Clayton.
 Richard Randolph.
 Benjamin Harrison.
 P. Carrington.
 James Pride.
 William Acrill.
 Peter Poythres.
 James Mercer.
 N. Edwards, jun.
 Richard Adams.
 Thomas Newton, jun.
 Francis Peyton.
 Thomas Barber.
 Lewis Burwell.
 James Cocke.
 Richard Baker.
 Benjamin Howard.
 R. Rutherford.
 Archibald Campbell.

COLUMN

COLUMN NO. 3.

James Balfour.
 W. Cabell, jun.
 Daniel Barraud.
 James Mills.
 David Jamefon.
 Charles Duncan.
 John Wayles.
 John Bell.
 Thomas Adams.
 Henry Taylor.
 Alexander Shaw.
 John Banifter
 Thomas Bailey.
 William Robinfon.
 James Wood.
 Bolling Stark.
 Thomas Pettus.
 John Woodfon.
 Henry Field, jun.
 William Roane.
 Wilfon Miles Cary.

COLUMN NO. 5.

John Hutchings.
 W. Lyne.
 Edward Ker.
 Alexander Trent.
 John Talbott.
 Joseph Cabell.
 Gardner Fleming.
 Samuel Harwood.
 Humphrey Roberts.
 Thomas M. Randolph.
 Robert Wormeley Carter.
 Jerman Baker.
 John Gilchraft
 James Archdeacon.
 Robert Donald.
 James M'Dowall.
 Alexander Baine.
 John Smith.
 Purdie & Dixon.
 James Buchanan.
 Thomas Scott.

COLUMN NO. 7.

John Fisher.
 Hartwell Cocke.
 Edwin Gray.
 Daniel M'Callum.
 James Donald.
 Thomas Nelson, jun.
 Robert Gilmour.

COLUMN NO. 4.

John Blair.
 James Wallace.
 Richard Mitchell.
 Cornelius Thomas.
 James Dennifone.
 William Snodgrafs.
 Benjamin Baker.
 Patrick Coutts.
 Neill Campbell.
 John Donelfon.
 Neil M'Coull.
 Thomas Jett.
 Samuel Kerr.
 James Robinfon.
 Archibald Ritchie.
 Samuel Efkridge.
 Thomas Stith.
 James Edmondfon.
 Anthony Walke.
 John Wilfon, of Augufta.
 George Logan.

COLUMN NO. 6.

Alexander Banks.
 John Johnfon.
 Archibald Govan.
 Hugh M'Mekin.
 Foulhee Tebbs.
 Archibald M'Call.
 Daniel Hutchings.
 Henry Morfe.
 Nathaniel Terry.
 Ifaac Read.
 William Rind.
 Benjamin Harrifon, jun.
 Jofiah Granbery.
 James Robb.
 Neil Jamiefon.
 Walter Peter.
 Robert Crooks.
 John Winn.
 John Efdale.
 Nathaniel Lyttleton Savage.
 Jacob Wray.

COLUMN NO. 8.

Archibald Buchanan.
 Andrew Mackie.
 Thomas Everard.
 George Purdie.
 Patrick Ramfay.
 Walter Boyd.
 John Tabb.

George Riddell.
 John Bland.
 Robert Miller.
 Francis Lightfoot Lee.
 Meriwether Smith.
 Ro. Munford, *Mecklenburg*.
 Roger Atkinson.
 J. H. Norton.
 Lewis Burwell, *of Gloucester*
 Abraham Hite.
 James Parker.
 Edward Brifbane.
 James Baird.
 Neill Buchanan.

Richard Booker.
 John Page, jun.
 Robert Andrews.
 John Tayloe Corbin.
 John Tazewell.
 John Prentis.
 William Holt.
 John Greenhow.
 Haldenby Dixon.
 William Ruffell.
 Thomas Hornfby.

This agreement entered into by the Burgeffes and merchants of the colony was not as effective as desired. Various committees appointed to operate in the respective counties, enforced for the time being the resolutions of the *Association*, thereby hoping to promote induftry throughout the colony. The plan however, was not fatiffactory, as is noted in Governor *Nelson's* letter to Lord *Hillsborough*, Secretary of State, dated Dec. 19th, 1770.

Williamsburg, Decr^r. 19, 1770.

My Lord,

Your Lord^r's dispatch No. 37, directed to Lord Botetourt is just come to my hands. I shall be happy to be informed of His Majesty's pleasure upon the several Acts of Assembly which were passed in the last session as soon as it is known.

The Spirit of Association which hath prevailed in this Colony for some time past, seems to me from the defection of the Northern Provinces, to be cooling every day. There was a meeting appointed to be held the 14th of this month upon this subject, but so few Associators met, that they did nothing but adjourn till next summer, which discovers such lukewarmness as convinces me that this Engagement will soon die away and come to nought.

Having in a former letter acquainted your Lordship with the progress we are making towards completing the line between the Cherokee Indians and this colony, I shall not now trouble your Lord^r on that subject.

Lord Botetourt I presume advised your Lord^r of the pressing necessity he was under of adopting so unusual a measure as that of drawing upon His Majesty's Quit rents for four hundred pounds. Permit me My Lord to express my most grateful and humble acknowledgments of His Maj^t's goodness in acquiescing in this first attempt of the sort, and to assure you that we shall be far from endeavouring to draw this fresh instance of His Majesty's favour into precedent.

I observe what your Lord^r says about the appointment of M^r. Wormeley or M^r. Digges to a seat at the Council Board. They are both well qualified for it, tho' one of them lives at a more convenient distance than the other from the seat of Government. Knowing that Lord Botetourt had wrote to your Lord^r on this subject, and considering that he was a much better judge of the fitness of Men to be preferred, I declined recommending any one to your Lord^r to supply the place of M^r Blair on his resignation. I have the honour to be with the greatest deference and respect,

Your Lord^r's obedient humble servant,

WM. NELSON. P.

During the session of the Assembly of July 1771 the question of an American episcopate was agitated, and in some of the Northern colonies the press warmly advocated such a measure. The co-operation of *Virginia* was fought by *New York* and *New Jersey* in their

their effort to petition the King upon the subject, and Reverend Dr. *Cooper*, president of *King's College, New York* and Rev. Dr. *McKean* visited the Southern colonies with this object in view. As a result of the visit of these deputies a convocation of the clergy was held, though only a few attended; the Rev. *John Camm*, of *Virginia*, taking an active part in the proceedings, was one of those who joined in the petition to the crown urging its establishment. Four of the clergy in attendance, *Henley*, *Gwatkin*, *Hewitt*, and *Bland*, entered a protest against this scheme to introduce a bishopric, advancing as an argument that such an action would endanger the existence of the *British Empire in America*.

The Assembly having expressed its disapprobation of the project, all efforts soon relaxed, and the movement ended when a vote of thanks was extended by the House of Burgesses, through *Richard Henry Lee* and *Richard Bland*, to the protesting clergymen for their "wise and well-timed opposition:"

Resolved, Nemine Contradicente, 'That the Thanks of this House be given to the Reverend Mr *Henley*, the Reverend Mr *Gwatkin*, the Reverend Mr *Hewitt*, and the Reverend Mr *Bland*, for the wise and well timed Opposition they have made to the pernicious Project of a few mistaken Clergymen, for introducing an *American Bishop*; a Measure by which much Disturbance, great Anxiety, and Apprehension, would certainly take Place among his Majesty's faithful *American Subjects*; and that Mr *Richard Henry Lee*, and Mr *Bland*, do acquaint them therewith.

Campbell, in commenting upon this attempt to establish an Episcopate in America, outlines the position of both sides in this controversy:

"Churchmen naturally sided with the English government, and the bench of bishops were arrayed in opposition to the rights of the Colonies. The protest of the four ministers gave rise to a controversy between them and the United Episcopal Conventions of *New York* and *New Jersey* and a war of pamphlets and newspapers ensued in the Northern and Middle States; and the stamp act itself, according to some writers, did not evoke more bitter denunciations, nor more violent threats, than the project of an episcopate: New England was in a flame against it. It was believed, that if bishops should be sent over they would unite with the Governors in opposition to the rights of *America*. The laity of the *Episcopal Church* in America were, excepting a small minority, opposed to the measure. Neither the people of *Virginia*, nor any of the *American colonies*, were at any time willing to receive a bishop appointed by the English government. Among the advocates of the scheme the Rev. *Jonathan Boucher* took a prominent part, and he sustained it ably from the pulpit. He held that the refusal of *Virginia* to consent to the appointment of a bishop, was 'to unchurch the church;' and his views on this subject were re-echoed by *Louth*, Bishop of *Oxford*, in an anniversary sermon delivered before the Society for the Propagation of the Gospel in Foreign Parts. On this point of ecclesiastical government the members of the establishment in *Virginia* appear to have been looked upon as themselves dissenters. In one sense they were so; but their repugnance was to prelacy, not to the episcopate; a prelatic bishop was in their minds associated with the ideas of expense beyond their means, and of opposition to the principles of civil liberty. *Boucher*, in a sermon that he preached in this year at *St. Mary's Church*, in *Caroline County*, of which he was then rector, says of the dissenters in *Virginia*: 'I might almost as well pretend to count the gnats that buzz around us in a summer's evening.'

"The scheme of sending over a bishop had been entertained more than a hundred years before; and *Dean Swift* at one time entertained hopes of being made Bishop of *Virginia*, with power, as is said, to ordain priests and deacons for all the colonies, and to parcel them out into deaneries, parishes, chapels, etc., and to recommend and present thereto. The favorite sermons of many of the *Virginia* clergy were *Sterne's*." *Campbell-History of Virginia*, pp. 561-62.

¹ See page 122.

The Affembly of 1772 convened on *Monday* the 10th day of *February*, in the 12th year of the reign of George III. The death of *Botetourt* on *October* 15th, 1770; the temporary appointment of *Nelson* to act as Governor, and the transfer of Lord *Dunmore* from *New York* to *Virginia* resulted in the proclamation of *October* 12, 1771, for dissolving the General Affembly. This action upon the part of Lord *Dunmore* was taken shortly after his arrival in *Virginia*, and was followed by prorogations of *November* 20th and *December* 12th of the same year.

The first announcement of *Dunmore*, of importance to the colony, was the disallowance by *George* III of an act of Affembly for appointing a commission to regulate the *Indian* trade. This action upon the part of the crown resulted in much dissatisfaction, and coming at a time when the boundary between the *Cherokees* and *Virginia* was being surveyed, gave rise to much speculation regarding the management of *Indian* trade in this new territory.

Additional territory was also in contemplation, in fact negotiations were then pending for large possessions owned by the *Indians* and adjoining *Virginia's* western boundary. This question was determined during the latter part of 1772, and established a line running westward from *White Top* Mountains in latitude 36° and 36'. By the conclusion of this treaty the settlers on the *Watauga* River were left within the *Indian* limits, which necessitated a lease which extended for a term of eight years, for which the *Indians* were paid Six Thousand Dollars.

On *March* 19, 1775, a deed in fee simple for this tract of land was given upon further consideration of £2000. This deed was in the name of *Charles Robertson*, a representative of the *Watauga Settlers' Association*, and embraced all the territory within the following bounds: "All that tract on the waters of the *Watauga*, *Holston*, *Great Canaway* or *New River*, beginning on the south or southwest of *Holston* River six miles above *Long Island* in that river; thence a direct line in nearly a south course to the ridge dividing the waters of the *Watauga* from the waters of the *Nonachucky* and along the ridge in a southeasterly direction to the *Blue Ridge* or line dividing *North Carolina* from the *Cherokee* lands; thence along the *Blue Ridge* to the *Virginia* line and west along such line to the *Holston* River; to the beginning, including all the waters of the *Watauga*, part of the waters of *Holston*, and the head branches of *New River* or the *Great Canaway*, agreeable to the aforesaid boundaries."

In 1772 *Jacob Brown* leased from the *Cherokees*, for a horse load of goods, a tract on the *Watauga* and *Nonachucky* Rivers. On *March*, 25, 1775, he secured for a further consideration of ten shillings a deed in fee for the leased tract, as well as an additional tract of considerable extent.

The boundary of the first of these bodies of land ran from the mouth of *Great Limestone* Creek, thence up the same to its main fork to the ridge dividing the *Watauga* and *Nonachucky* Rivers; thence to the head of *Indian* Creek, where it joins the *Great Iron* Mountains and along those mountains to the *Nonachucky* River; across the *Nonachucky* River, including its creeks, and down the side of the *Nonachucky* Mountain against the mouth of the *Great Limestone* Creek, and from thence to the place of beginning.

The second purchase comprised a tract lying on the *Nonachucky* River below the mouth of *Big Limestone* on both sides of the river and adjoining the tract just described. Its boundaries are defined as beginning on the south side of the *Nonachucky* River below the old fields that lie below the *Limestone* on the north side of *Nonachucky* Mountain at a large rock, thence north 32° west to the mouth of *Camp* Creek on the south side of the river; thence across the river; thence pursuing a northwesterly course to the dividing ridge between *Lick* Creek and the *Watauga* or *Holston* Rivers, thence along the dividing ridge to the rest of *Brown's* lands; thence down the main fork of *Big Limestone* to its mouth; thence crossing the *Nonachucky* River and pursuing a straight course to the *Nonachucky* Mountains, and along such mountains to the beginning.²

Henderson's

¹ Ramfey's Annals of Tennessee p. 109.

² Fifth Annual Report of Bureau of Ethnology, p. 109.

Henderfon's purchase of *March 17, 1775* was concluded at *Sycamore Shoals* on the *Watauga River*. By the terms of this treaty *Richard Henderfon* and eight other private citizens, purchased for 10,000 lbs. in merchandize, all the land lying between the *Kentucky* and *Cumberland Rivers*. This purchase was made under the name of the "*Colony of Transylvania in North America.*" The two deeds conveying this property were commonly known as the "*Path Deed*" and the "*Great Grant*;" the former beginning on the *Holston*, "Where the course of *Powell's Mountain* strikes the same; thence up the river to the crossing of the *Virginia Line*; thence westerly along the line run by *Donelson* *** to a point six *English miles* of *Long Island* in *Holston River*; thence a direct course towards the mouth of the *Great Kanawha* until it reaches the top of the ridge of *Powell's Mountain*; thence westerly along said ridge to the beginning. This tract was located in northeast *Tennessee* and the extreme southwest corner of *Virginia*.

The second deed known as the "*Great Grant*" comprised the territory beginning on the *Ohio River* at the mouth of the *Kentucky, Cherokee*, or what, by the *English*, is called *Louisa* river; thence up said river and the most northwardly fork of the same to the head spring thereof; thence a southeast course to the ridge of *Powell's Mountain*; thence westwardly along the ridge of said mountain to a point from which a northwest course will strike the head spring of the most southwardly branch of *Cumberland River*; thence down said river, including all its waters, to the *Ohio River*; thence up said river as it meanders to the beginning.¹

It will be seen from this statement of the boundary that this tract comprised nearly the whole of central and western *Kentucky*, as well as part of northern central *Tennessee*.

From the report of the treaty commissioners of 1785 it is noted that *Henderfon's* purchase did not extend south of the *Cumberland River* proper.² This statement is not upheld by literal reading of the boundaries given, as they include all the territory watered by the *Cumberland River* and its various branches.

A very thorough and comprehensive map, outlining all *Cherokee* cessions of territory, will be found in the excellent account of the "*Cherokee Nation of Indians*, by *Charles C. Royce.*" This account is contained in the Fifth Report of the *Bureau of Ethnology*.

Royce in commenting upon the various treaties of the *Cherokees* calls attention to the fact that all grants of private individuals were regarded as legally inoperative, though in some instances the beneficiaries were permitted to enjoy the benefits of their purchases in a modified degree. All such purchases had been inhibited by royal proclamation of *King George III.* under date of *October 7, 1763*,³ wherein all provincial governors were forbidden to grant lands or issue land warrants locatable upon any territory west of the mountains of the sources of streams flowing into the *Atlantic*. All private persons were enjoined from purchasing lands from the *Indians*, and purchases of such lands could only be made for the crown by the governor or commander-in-chief of the colony, at some general council or assembly of the *Indians* convened for that purpose.

In the particular purchase made by *Henderfon* and his coadjutors, the benefits thereof were afterwards claimed by the authorities of *Virginia* and *North Carolina* for those States, as the successors of the royal prerogative within their respective limits. In consideration, however, of *Henderfon's* valuable services on the frontier, and in compensation for his large expenditures of money in negotiating the purchase, the legislature of *North Carolina* in 1783 granted to him and those interested with him, a tract of 200,000 acres⁴, constituting a strip of land four miles in width from *Old Indian Town* on *Powell's River* to the mouth, and thence a strip, twelve miles in width, down the *Clinch River*. The legislature of *Virginia* also granted them a tract of like extent upon the *Ohio River*, opposite what is now *Evansville, Ind.*⁵

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¹ Fifth Annual Report of the Bureau of Ethnology pp. 148-149.

² American State Papers, Indian Affairs, Vol. I, p. 38. ³ Martin's North Carolina, Vol. II, p. 339.

⁴ Haywood's Tennessee, pp. 16, 17. ⁵ Ramfey's Annals of Tennessee, p. 204.

A thorough and comprehensive map drawn from plate No. 8, of the Fifth Annual Report of the *Bureau of Ethnology*, appears as the frontispiece in this volume. The section designated by the numerals, 3, 4, 5, and 7, can be readily traced by dotted lines. Beginning near *Carrollton* on the *Ohio*, and following the *Kentucky* River to the mountains, thence a direct line to a point intersecting the boundary established in 1770, clearly distinguishes the dividing line between sections 5 and 7. The irregular boundary of Sections 4 begins at *Point Pleasant*, and follows the *Kanawha* River to the *Alleghanies*, thence along *New River* to the mouth of *Cripple Creek*. Section 3, follows the mountain range from *Chiswell's Mine* east to the first intersecting range, thence southwest to *Virginia's* present Southern line.

Section 3 denotes the land acquired by the treaty of *October 14, 1768*, nearly the entire tract being in southwestern *Virginia*. Section 4 was acquired by the treaty of *October 18, 1770*, which was signed at *Lochabar, South Carolina*. This tract lay in *Virginia, West Virginia, Northeast Tennessee* and the East end of *Kentucky*. Section 5 included the territory which now lies in *Virginia, West Virginia, and Eastern Kentucky*, and was acquired by treaty of 1772. The treaty of *March 17, 1775*, shown on the map as section 7, included the territory now forming a part of *Kentucky, Virginia, and Tennessee*. This treaty was between *Richard Henderson* and the various settlers who were interested with him in settling this particular section.

The treaty of 1772 being consummated prior to the meeting of the Assembly, no legislation was necessary for its ratification. The Session of this year however, was characterized by many important acts which were passed for the promotion of internal improvement. Such important matters as improving the navigation of the *Potomac*; the opening of a road from *Warm Springs* to *Jenning's Gap*; the determination to clear *Mattapony* River, and of circumventing the falls of *James River*, by a canal from *Westham* to a point below *Richmond*, and a canal from *Archer's Hope* Creek to *Queen's Creek*, through *Williamsburg*, to connect *James River* with the *River York*, were favorably acted upon. At no time in the history of the colony had such stupendous undertakings been suggested, much less received serious consideration, and the legislation of this Assembly marks an era in *Virginia's* development which is particularly noteworthy.

JOHN P. KENNEDY.

Richmond, July, 1906.

JOURNAL

of the

HOUSE OF BURGESSES

1770



Burgeffes.

Accomack	Thomas Parramore Southey Simpson	Goochland	†*John Woodfon Thomas Mann Randolph
Albemarle	Thomas Walker Thomas Jefferfon	Halifax	Nathaniel Terry Walter Coles
Amelia	†*John Winn Robert Munford	Hampfhire	Abram Hite James Mercer
Amherft	William Cabell, Jr. †*Cornelius Thomas	Hanover	William Macon, Jr. Patrick Henry, Jr.
Augufta	Gabriel Jones John Wilfon	Henrico	Richard Randolph Richard Adams
Bedford	†*John Talbot Charles Lynch	Ifle of Wight	Richard Baker James Bridger
Botetourt	*William Prafton *John Bowyer	James City	Lewis Burwell Robt. Carter Nicholas
Brunfwick	Nathaniel Edwards, Jr. Thomas Stith	Jameftown King and Queen	*Champion Travis William Lyne John T. Corbin
Buckingham	Joſeph Cabell †*Benjamin Howard	King George	Charles Carter †*William Robinfon
Caroline	Edmund Pendleton Walker Taliaferro	King William	Carter Braxton Bernard Moore
Charles City	Benjamin Harrifon †*William Acrill	Lancafter	Richard Mitchell Charles Carter
Charlotte	Iſaac Read Paul Carrington	Loudoun	Francis Peyton *James Hamilton
Chefterfield	Archibald Cary Edward Ofborne	Louifa	Thomas Johnfon Richard Anderfon
The College	John Blair, Jr.	Lunenburg	†*Thomas Pettus Lodowick Farmer
Culpeper	Henry Pendleton †*Henry Field, Jr.	Mecklenburg	*Matthew Marrable Robert Munford
Cumberland	*John Mayo Alexander Trent	Middlefex	Philip Ludwell Grymes Gawin Corbin
Dinwiddie	Bolling Starke John Banifter	Nanfemond	Lemuel Riddick Benjamin Baker
Elizabeth City	James Wallace Wilfon Miles Cary	New Kent	Burwell Baffett William Clayton
Effex	William Roane James Edmondfon	Norfolk	Thomas Newton, Jr. John Wilfon
Fairfax	George Waſhington John Weft	Norfolk Borough	Joſeph Hutchings
Fauquier	James Scott Thomas Marfhall	Northampton	John Burton Severn Eyre
Frederick	Robert Rutherford James Wood	Northumberland	†*Spencer Mottrom Ball
Gloucefter	Lewis Burwell Thomas Whiting	Orange	Samuel Efkridge James Walker †*Thomas Barbour

*Not fhown by the Journal to have been preſent during the Affembly.

†Signed the Affociation of June 22, 1770.

Pittsylvania	†*John Donelson Hugh Innes	Stafford	John Alexander *Thomson Mason
Prince Edward	Thomas Scott *Paschall Greenhill	Surry	Hartwell Cocke †*Thomas Bailey
Prince George	Richard Bland Peter Poythrefts	Suffex	David Mason †*James Bell
Prince William	Henry Lee Foufhee Tebbs	Warwick	†*William Harwood William Digges
Princess Anne	Edward Hack Mofeley, Jr. *John Ackifs	Westmoreland	Richard Henry Lee Richard Lee
Richmond	Robert Wormeley Carter †*Francis Lightfoot Lee	Williamsburg York	Peyton Randolph Dudley Digges Thomas Nelson, Jr.
Southampton	†*Edwin Gray †*Henry Taylor		
Spotsylvania	Benjamin Grymes Roger Dixon		

*Not shown by the Journal to have been present during the Assembly.

†Signed the Association of June 22, 1770.

Changes in the Personnel, 1770.

Amelia	Robert Munford succeeded Thomas Tabb
Loudoun	Josias Clapham succeeded James Hamilton
Suffex	James Bell succeeded John Edmunds

JOURNAL

of the

HOUSE OF BURGESSES

Monday, the 21st of May, 10 Geo. III. 1770.

MR *Speaker* acquainted the House, that the Governor had delivered to him, and desired him to lay before the House, an Extract of a Letter to his Excellency from the Earl of *Hillsborough*, dated *Whitehall, February 17th, 1770*, upon the Subject Matters of the Addresses of this House respecting the Importation of Copper-money, the further Extension of the Boundary Line betwixt this Colony and the *Indians*,¹ and the Importation of Salt from foreign *European* Ports. And he delivered the Extract in at the Clerk's Table.

Ordered, That the said Extract do lie upon the Table, to be perused by the Members of the House.

Ordered, That an Address be made to the Governor, to order a new Writ to be made out for the electing of a Burgess to serve in this present General Assembly for the County of *Suffex* in the Room of M^r *John Edmunds*,² deceased; and that M^r *David Mason* do wait upon his Excellency with the said Address.

Several *Petitions* of fundry Freeholders and Inhabitants of the Counties of *Prince George, Dinwiddie, Amelia, Brunswick, Lunenburg, Mecklenburg, Charlotte* and *Suffex*, whose Names are thereunto subscribed, were presented to the House, and read; setting forth, that the very great quantities of Tobacco brought to the Warehouses for Inspection of that Commodity on *Appomattox* River, render it impossible for the present Inspectors to give proper Dispatch; and therefore praying that another Inspection of Tobacco may be established on the Lots of Col. *Robert Bolling*, which he lately purchased of M^r *Patrick Ramsay*, in the Town of *Blandford*, on the said River.

Ordered, That the said Petitions be referred to the Committee of propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Several *Petitions* of fundry Persons, Inhabitants of the County of *Dinwiddie*, whose Names are thereunto subscribed, were presented to the House, and read; setting forth, that the Quantities of Tobacco brought to the Warehouses on *Appomattox* River are so increased, that the present Houses are not sufficient to contain them, and the Inspectors cannot give the Planters reasonable Dispatch; and therefore praying that another Inspection of Tobacco may be established on the Land of *Robert Bolling*, Gentleman, between *Bolling's* old Warehouse and *Bollingbrook*, as a Place more proper and convenient for that Purpose than *Blandford*.

Ordered, That the said petition be referred to the Committee of propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition* of the Rector and Vestry of the Parish of *Bristol*, in the County of *Prince George*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that the Glebe of the said Parish is inconveniently situated, and contains

¹ Cherokees.

² James Bell.

tains no more than One Hundred and Ninety-two Acres; and therefore praying that the said Glebe may be sold, and another, more convenient, purchased.

Ordered, That the said Petition be referred to the Committee for Religion; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition of Richard Eppes*, of the County of *Prince George*, was presented to the House, and read; setting forth, that the Ferry over *James River* from *City Point*, in the County afore said to *Shirley Hundred*, at the Ship Landing, in the County of *Charles City*, is a private Grievance, and not convenient to the Public, and hath been long diffused; and therefore praying that so much of the Act¹ of General Assembly, made in the Sixth Year of the Reign of his late Majesty King *George* the Second, as established the said Ferry, may be repealed.

Ordered, That the said Petition be referred to the Committee of propositions and Grievances; and that they do examine the matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition of John Ballantine*, of the County of *Westmoreland*, was presented to the House, and read; setting forth, that the petitioner, in the Year 1755, was employed by Lieutenant *John Hamilton*, of the *Virginia* Regiment, to transport, by Water, Forty-four Recruits, from *Mattox* to *Alexandria*, on *Potomack* River, and faithfully performed the Service, but had received no Satisfaction for it, not knowing to whom he should apply, the said *Hamilton* having been killed in the Campaign of that Year; and therefore praying that the House will make him a reasonable Satisfaction for his said Service.

Ordered, That the said Petition be referred to the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Message* from the *Governor*, by M^r *Walthoe*:

M^r *Speaker*,

His Excellency the Governor has commanded me to lay before your House, and to recommend to your immediate Notice, certain Letters and Papers, relative to Indian Affairs.

And he presented the said Letters and Papers at the Bar.

Ordered, That the said Letters and Papers do lie upon the Table, to be perused by the Members of the House.

The House being informed that M^r *Nathaniel Edwards*,² one of the Members for the County of *Brunswick*, had, since his Election for the said County, accepted a Commission from the Deputy Secretary of this Colony to execute the Office of Clerk of the Court of the said County of *Brunswick*, but had not qualified under his said Commission, the said County Court having refused to admit him to the said Office;

A *Motion* was made, and the Question being put, That the said M^r *Edwards* is capable to sit and vote as a Member of this House.

It was *resolved* in the Affirmative.

Ordered, That an Address be made to the *Governor*, to order a new Writ to be made out for the electing of a Burgess³ to serve in this present General Assembly for the County of *Effex*, in the Room of M^r *William Roane*, who, since his Election for the said County, hath accepted the Office of Deputy Attorney for the King in the said County; and that M^r *Edmondson* do wait upon his Excellency with the said Address.

A *Bill* to continue and amend the Act, intituled, *An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*, was read a second Time.

Resolved, That the Bill be committed.

Resolved, That the Bill be committed to a Committee of the whole House.

Resolved, That this House will, upon *Thursday* next, resolve itself into a Committee of the whole House upon the said Bill.

And then the House adjourned till Tomorrow Morning Eleven of the Clock.

Tuesday

¹ Hening, IV, p. 362.

² Succeeded by John Jones in 1771.

³ Roane was re-elected.

⁴ Hening, VIII, p. 69.

Tuesday, the 22d of May, 10 Geo. III. 1770.

ORDERED, That the Petition for several Merchants, Planters, and others, praying that a Tobacco Inspection may be established at *Low Point*, on *Chipoake's* Creek, which, upon *Tuesday* the Twelfth Day of *December* last, was ordered to lie upon the Table, be referred to the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Several *Petitions* of fundry Inhabitants of the Counties of *Prince George* and *Brunswick*, whose Names are thereunto subscribed, was presented to the House, and read; taking Notice of the Petition presented to this House for removing the Warehouses from *Cabin Point* to *Low Point*, and setting forth that the latter is a much more inconvenient Place for an Inspection than the former; and therefore praying that the said Petition, for a Removal, may be rejected.

Ordered, That the said petitions be referred to the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition* of fundry Freeholders and Housekeepers, of the County of *Westmoreland*, whose Names are thereunto subscribed, was presented to the House, and read; taking Notice of the Application made to this House, for new modelling the Counties in the *Northern Neck*; and setting forth the Difficulties and Expenses of executing, and the ill Consequences which will result from the proposed Alteration; and therefore praying that the Boundaries of the said Counties may remain as they are.

Ordered, That the said petition be referred to the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Ordered, That the Petition of several Freeholders, Merchants, and others, of the County of *Westmoreland*, and the adjacent Counties, praying that the Inspection of Tobacco at *Stratford* Landing may be discontinued, which, upon *Friday* the eighth Day of *December* last, was ordered to lie upon the Table, be referred to the Committee of propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

164 A *Petition* of several Freeholders and Housekeepers, Inhabitants of the County of *Westmoreland*, whose Names are thereunto subscribed, was presented to the House, and read, taking Notice of the Petition presented to this House, for discontinuing the Inspection at *Stratford* Landing; and setting forth that the Reasons assigned for the same are insufficient; and therefore praying that the said Inspection may be continued.

Ordered, That the said Petition be referred to the Committee of propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition* of *Baylor Walker* and *William Fleet*, Executors of the last Will and Testament of *John Semple*, deceased, was presented to the House, and read; setting forth, that in the Year 1765, the said *John Semple*, having become bound with *Philip Rootes*, who was appointed Sheriff of the County of *King and Queen*, as his Surety for the faithful Execution of that Office, and intending to take some Measures to be relieved from the said Engagement, *John Robinson*, Esquire, then Treasurer, obliged himself and his Representatives to save harmless the said *John Semple*, who thereupon thought it unnecessary to provide further for his Indemnification; but after the Death of the said *John Robinson*, on a Motion of the succeeding Treasurer, a Judgment was recovered against the said *John Semple* for 1271 l. 8 s. 7 d. for the Balance of Taxes collected by the said *Philip Rootes*, and his Deputies, during the Time of his Sheriffalty, and Cofts, to satisfy which Judgment the said Decedent's Estate hath been taken in Execution; and that the petitioners conceive it to be just and equitable, that

that the Money and Cofts recovered as aforefaid, fhould be confidered as fo much received by the faid *John Robinfon*, to whom, as Treafurer, the faid *Philip Rootes* was accountable for the fame, and be added to his public Account, and that the Eftate of the faid *John Semple* fhould be difcharged from the faid *Judgment*; and therefore humbly fubmitting the Cafe to the Wifdom and Juftice of the Houfe, and praying fuch Relief as to them fhall feem equitable.

Ordered, That the faid Petition be referred to the Committee of Public Claims; and that they do examine the Matter thereof, and report the fame, with their Opinion thereupon, to the Houfe.

Mr *Edmund Pendleton* reported, from the Committee to whom the Bill to veft certain Lands, whereof *John Robinfon*, Efquire, died feized, in Truft for *Philip Johnfon*, Gentleman, and his Children, in Truftees, for the Purpofes therein mentioned, was committed, that the Committee has examined the Allegations of the Bill, and found the fame to be true, and that the Committee had gone through the Bill, and made an Amendment thereunto, which they had directed him to report to the Houfe, and he read the Report in his Place, and afterwards delivered the Bill, with the Amendment, in at the Clerk's Table; where the Amendment was twice read, and, upon the Queftion put thereupon, was agreed to by the Houfe.

Ordered, That the Bill, with the Amendment, be ingroffed.

Mr *Bland* reported, from the Committee of Propofitions and Grievances, that the Committee had had under their Confideration the Petition of *Richard Eppes*, to them referred, praying that fo much of the Act of General Affembly paffed in the Sixth year of the Reign of his late Majefty King *George* the Second, intituled, *An Act for fettling new Ferries over James, Appomattox, Nottoway, Rappahannock, and Potomack River*,¹⁶⁵ as eftablifhes a Ferry from City Point, in the County of Prince George, to the Ship Landing at Shirley Hundred, in the County of Charles City, may be repealed, and had come to a Refolution thereupon, which the Committee had directed him to report to the Houfe, and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Refolution of the Committee was read, and is as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the faid petition is reaſonable.

Ordered, That it be an Inſtruction to the faid Committee, who are appointed to prepare and bring in a Bill, purfuant to the fourth Refolution of the faid Committee which was agreed to by the Houfe upon *Monday* the thirteenth Day of *November* laſt, that they have Power to receive a Clause or Clauſes, purfuant to the faid Refolution of the faid Committee, which hath been this Day agreed to by the Houfe.

A *Petition* of *Henry Townſend*, late a Soldier in the *Virginia* Regiment, was preſented to the Houfe, and read; ſetting forth that the Petitioner had ſerved upwards of four Years in the faid Regiment, and on the twelfth Day of *November*, in the Year 1758, was fo wounded in his Breaft and Arm, that he is unable to labour; and therefore praying that this Houfe will take his Cafe into Confideration, and grant him fuch Relief as to them fhall feem reaſonable.

Ordered, That the faid Petition be referred to the Committee of Public Claims; and that they do examine the Matter thereof, and report the fame, with their Opinion thereupon, to the Houfe.

The Houfe was moved, that the Extract of a Letter to his Excellency the Governor, from the Earl of *Hillsborough*, which was Yeſterday ordered to lie upon the Table, might be read.

And the fame being read accordingly,

Resolved, That an humble Addreſs be preſented to his Excellency the Governor, returning him the Thanks of this Houfe for the very early Attention he hath been pleaſed to give to their former Addreſſes, reſpecting the Copper Coin, the Extension of the Boundary Line, and the Importation of Salt into this Colony; and intreating his
Lordſhip

¹ Hening, IV. p. 362.

Lordship to use his further good Offices in endeavoring to procure Success to the earnest Desires of this House in those several important Articles.

Ordered, That a Committee be appointed to draw up an Address to be presented to the Governor, upon the said Resolution.

And a *Committee* was appointed of Mr *Treasurer*, Mr *Bland*, Mr *Richard Henry Lee*, and Mr *Harrison*.

Ordered, That the Letters^r which have passed between the Committee of Correspondence, and the Agent for this Colony, since the twenty-first Day of *December* last, be laid before the House.

The House was moved, that the Letters and papers relative to *Indian* Affairs, mentioned in his Excellency the Governor's Message to this House, which were Yesterday ordered to lie upon the Table, might be read.

And the same being read accordingly,

Ordered, That the said Message, Letters, and Papers, be taken into Consideration To-morrow.

166 *Resolved*, That this House will, To-morrow, resolve itself into a Committee of the whole House, to take into Consideration the Governor's Message, and the Letters and Papers relative to *Indian* Affairs, therein mentioned.

A *Petition* of the Justices of the County of *James City*, was presented to the House, and read; setting forth that the Petitioners and the Corporation of the City of *Williamsburg* had, for their mutual Convenience and Benefit, entered into a Contract to build a commodious Court-House at their joint Expence; but that there is no Situation fit for the Purpose, within the Line of the said County, as it is now established; and therefore praying that an Act may pass for adding to the said County so much of the Market Square, in the said City, as lies on the North Side of the Main Street, as far as *Nicholson* Street, and between *Hugh Walker's* Lot and the Paling where Mr *Haldenby Dixon's* Store stands, and for empowering the Petitioners to sell a Lot of Land, whereon their present Court-House stands, in the said City, and applying the proceeds of such Sale towards discharging their Proportion of the Expence of building a new Court-House. *And also*

A *Petition* of the Mayor, Recorder, Alderman, and Common Council, of the City of *Williamsburg*, was presented to the House, and read; setting forth their Agreement with the Court of the County of *James City* to join in building a Court-House on the Market Square of the said City; and therefore praying that Part of the said Market Square may be added to the said County of *James City*, and that the Petitioners may be permitted to use the Guard-House, in the said City, the Guard being discontinued, as and for a Market-House.

Ordered, That the said several Petitions be severally referred to the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition* of *Nathaniel Littleton Savage*, of the County of *Northampton*, was presented to the House, and read; setting forth, that the Petitioner is seized in Fee Tail of Eighteen Hundred Acres of Land, in the County of *York*, and that it will be greatly to the Interest of the Petitioner, as well as those claiming under him, to dock the Intail of the said Land; and therefore praying that Leave may be given to bring in a Bill for that Purpose.

Ordered, That Leave be given to bring in a Bill, pursuant to the Prayer of the said Petition; and that Mr *Eyre* and Mr *Edmund Pendleton* do prepare and bring in the same.

A *Petition* of the Justices of Peace of the County of *Culpeper*, and the Attornies practicing in the Court of the said County, praying that the Court Day of the said County may be altered from the third *Thursday* to the third *Monday* in every Month.

Ordered, That Leave be given to bring in a Bill pursuant to the Prayer of the said Petition; and that Mr *Henry Pendleton* do prepare and bring in the same.

An ingrossed *Bill* for establishing a Town in the County of *Pittsylvania*, was read the third Time.

Resolved

^r Committee of Correspondence Papers 1759-1774.

Resolved, That the Bill do pass; and that the Title be, *An Act for establishing a Town in the County of Pittsylvania.*

Ordered, That Mr *Bland* do carry the Bill to the Council, and desire their Concurrence.

A Bill for settling the Fees of the Clerk and Serjeant of the Court of *Hustings*, for ¹⁶⁷ the City of *Williamsburg*, was read a second Time.

Ordered, That the Bill be engrossed.

An engrossed *Bill* to oblige the Owners of Mills, Hedges, or Stops, on the Rivers therein mentioned, to make Openings or Slopes therein, for the Passage of Fish, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act to oblige the Owners of Mills, Hedges, or Stops, on the Rivers therein mentioned, to make Openings or Slopes therein, for the Passage of Fish.*

Ordered, That Mr *Bland* do carry the Bill to the Council, and desire their Concurrence.

An Engrossed *Bill* to prevent Masters or Skippers of Vessels from selling spirituous Liquors, except to their own Crews, in small Quantities, was read the third Time.

And a *Motion* was made, and the Question being put, that the Bill do pass;

It passed in the Negative.

Resolved, That the Bill be rejected.

A *Bill* for the Relief of Parishes from such Charges as may arise from Bastard Children born within the same, was read a second Time.

Resolved, That the Bill be committed to the Committee for Religion.

A *Petition* of the Freeholders and Housekeepers, of the Parish of *Hungars*, in the County of *Northampton*, whose Names are thereunto subscribed, was presented to the House, and read; complaining of the irregular Election, and inconvenient Residence, and some illegal Practices and unwarrantable Proceedings of the Vestry of the said Parish; and therefore praying that the said Vestry may be dissolved.

Ordered, That the said petition be referred to the Committee for Religion; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition* of fundry of the Inhabitants of this Colony, whose Names are thereunto subscribed, was presented to the House and read; setting forth, that a Ferry established from the Land of *John Laidler*, in the Province of *Maryland*, over *Potomack* River, to this Colony, is very advantageous to the Inhabitants of both, and that the Brick-House Landing, in the County of *Westmoreland*, formerly belonging to *Henry Washington*, deceased, is the most convenient Place for Passengers over the said Ferry to be put on Shore at; and therefore praying that the said Brick-House Landing may be declared a Public Landing, and a road be opened from thence to the *Westmoreland* main Road, as it now runs.

Ordered, That the said *Petition* be referred to the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Ordered, That an Address be presented to the Governor, to order a Writ to be made out for the electing of Burgesses to serve in this present General Assembly for the County of *Botetourt*, no Writ having been issued for that Purpose; and that Mr *John Wilson*, of *Augusta*, do wait upon his Excellency with the said Address.

And then the House adjourned till Tomorrow Morning Eleven of the Clock.

Wednesday

¹ Hening, VIII, p. 417 (Chatham.)

² Ibid, VIII, p. 361.

³ William Preston and John Bowyer.

Wednesday, the 23^d of May, 10 Geo. III. 1770.

A *Petition of Thomas Sumner*, Proprietor of the Public Warehouse, at *Constance's* in the County of *Nansemond*, was presented to the House, and read; setting forth, that, at the Time the Rent of the said Warehouse was settled to be paid out of the eight Pence *per* Hoghead, great Quantities of Tobacco were brought there to be inspected which obliged the Petitioner to build large Houses for their Reception; but that since, the Hogheads of Tobacco brought there are so few that the Rents are not sufficient to defray the Expence of necessary Repairs; and therefore praying that a certain yearly Rent for the said Warehouse, for the future, may be paid by the Public.

Ordered, That the said petition be referred to the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

M^r Bland presented to the House, from the Committee of Correspondence, according to Order, the Letters which have passed between the said Committee, and the Agent for this Colony, since the 21st Day of *December* last.

And the said Letters were read.

Ordered, That the said Letters do lie upon the Table, to be perused by the Members of the House.

A *Bill* to continue and amend the *Act*¹ for better regulating and disciplining the *Militia*, was read a second Time.

Resolved, That the *Bill* be committed.

Resolved, That the *Bill* be committed to a Committee of the whole House.

Resolved, That this House will, upon *Tuesday* next, resolve itself into a Committee of the whole House, upon the said *Bill*.

A *Message* from the Council, by *M^r Hubard*.

M^r Speaker,

*The Council have agreed to the Bill, intituled, An Act*² to oblige the Owners of Mills, Hedges or Stops, on the Rivers therein mentioned, to make Openings or Slopes therein, for the Passage of Fish, *without any Amendment. And also*

*The Council have agreed to the Bill, intituled, An Act*³ for establishing a Town in the County of *Pittsylvania*, with an Amendment; to which Amendment the Council desire the Concurrence of this House.

And then the Messenger withdrew.

Several *petitions* of sundry of the Inhabitants of the County of *Spotsylvania*, whose Names are thereunto subscribed, were presented to the House, and read; taking Notice of an Application made to this House for appointing the General Musters and Courts Martial in the said County, to be in or near the Center thereof, and setting forth that such a Regulation would be unreasonable and inconvenient, and therefore praying that the law relating to the Appointment of Musters and Courts Martial in that Respect may not be altered.

Ordered, That the said *Petitions* do lie upon the Table.

A *Petition* of the Inhabitants of the County of *Augusta*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth that the Time by Law appointed for General Musters is very inconvenient, and therefore praying that the said Law may be altered, by appointing General Musters to be in the Month of *September* or *October*.

Ordered, That the said *Petition* do lie upon the Table.

A *Petition* of *David Meade*, and *Sarah* his wife, was presented to the House, and read; setting forth that the Petitioners are seized in Right of the Wife as Tenants in

Fee

¹ Hening, VII, p. 93.

² Ibid, VIII, p. 361.

³ Ibid, VIII, p. 417 (Chatham.)

Fee Tail of and in a Tract of Land, in the County of *Northampton*, situate on *King's Creek*, and the Bay of *Chesapeake*, containing Six Hundred Acres; and that it will be greatly for the Advantage of the petitioners and their Posterity, to dock the Intail of the said Land, and, in Lieu thereof, settle other Lands of equal or greater Value, in the County of *Nansemond*, whereof the said *David Meade* is seized in Fee Simple, to the same Uses; and therefore praying that an Act may pass for that Purpose.

Ordered, That Leave be given to bring in a Bill, pursuant to the Prayer of the said Petition; and that Mr *Blair* and Mr *Edmund Pendleton* do prepare and bring in the same.

A Bill to continue an Act, intituled, *An Act for regulating the Practice of Attornies*, was read a second Time.

Ordered, That the Bill be engrossed.

A Petition of *Martin Shearman*, and *Robert Mitchell*, Inspectors of Tobacco at *Deep Creek Warehouse*, in the County of *Lancaster*, was presented to the House, and read; setting forth that the said Warehouse was broke open in the Year 1759, and Three Thousand and Fifteen Pounds of Crop Tobacco were taken out of it, for which the petitioners were obliged to pay 60 *l.* 6 *s.* that the said Warehouse was again broke open in the year 1762, and One Thousand Nine Hundred Pounds of Crop Tobacco were taken out of it, for which the Petitioners were obliged to pay 19 *l.* and that since Five Thousand Nine Hundred Pounds of Transfer Tobacco were stolen out of the said Warehouse, for which the Petitioners were obliged to pay 59 *l.* and that this House had been pleased in this Session to reimburse the said last mentioned Sum of Money, and praying they may also be reimbursed the two former Sums of Money, amounting to 79 *l.* 6 *s.*

Ordered, That the said petition be referred to the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A Petition of *Samuel Meredith* was presented to the House, and read; setting forth that the Petitioner is seized as Tenant in Fee Tail of a Tract of Land, in the County of *Gloucester*, and hath no Slaves to work thereon, and that it would be greatly to his Interest to sell the said Land, and apply the Money arising from the Sale, to the Purchase of other Land and Slaves, to be settled to the same Uses as the said intailed Land; and therefore praying that an Act may pass for that Purpose.

Ordered, That Leave be given to bring in a Bill, pursuant to the Prayer of the said Petition; and that Mr *Edmund Pendleton* do prepare and bring in the same.

An engrossed Bill from the Council, intituled, *An Act to prevent selling Oysters at unseasonable Times*, was read a second Time.

Resolved, That the Bill be committed.

Resolved, That the Bill be committed to a Committee of the whole House.

Resolved, That this House will now resolve itself into a Committee of the whole House upon the said Bill.

The House accordingly resolved itself into a Committee of the whole House upon the said Bill.

Mr *Speaker* left the Chair.

Mr *Bland* took the Chair of the Committee.

Mr *Speaker* resumed the Chair.

Mr *Bland* reported from the Committee, that they had directed him to report the Bill to the House, without any Amendment; and he delivered the Bill in at the Clerk's Table.

A Motion was made, and the Question being put, that the Bill be read a third Time; It passed in the Negative.

Resolved, That the Bill be rejected.

A Bill to empower the Inhabitants of *New-Kent County*, to retail Cyder and Brandy, the Produce of their own Orchards, was read a second Time.

A Motion was made, and the Question being put, that the Bill be committed; It passed in the Negative.

Resolved

¹ Hening, VI, p. 140.

Resolved, That the Bill be rejected.

A Bill to amend the Act, intituled, *An Act to amend the Act for the better Government of Servants and Slaves*, was read a second Time.

Resolved, That the Bill be committed to the Committee of Propofitions and Grievances.

A Bill to repeal an Act made in the Twenty-second Year of his late Majefty's Reign, intituled *An Act concerning Strays, and to establish a more effectual Method to prevent Frauds committed by Persons taking up Strays*, was read a second Time.

Resolved, That the Bill be committed to the Committee of propofitions and Grievances.

A Bill to dock the Intail of Two Thousand Eight Hundred Acres of Land, in the County of *Brunswick*, whereof *Armistead Lightfoot* is feized in Fee Tail and vesting the fame in Trustees for certain Purposes therein mentioned, was read a second Time.

Resolved, That the Bill be committed to all the Members who serve for the Counties of *York, Brunswick, Goochland, James City, Surry* and *Suffex*.

A Bill for encouraging the making of Hemp, was read a second Time.

Resolved, That the Bill be committed to the Committee of Trade.

A Bill to amend an Act, intituled *An Act against stealing Hogs*, was read a second Time.

Resolved, That the Bill be committed to the Committee of Propofitions and Grievances.

Ordered, That Leave be given to bring in a Bill to suspend the Execution of an Act, intituled *An Act to amend An Act, intituled An Act for the Inspection of Pork, Beef, Flour, Tar, Pitch and Turpentine*; and that M^r *Riddick* do prepare and bring in the same.

The Order of the Day being read;

¹⁷¹ *Resolved*, That this House will, upon *Friday* next, resolve itself into a Committee of the whole House, to take into Consideration the Governor's Message, and the Letters and papers, relative to *Indian Affairs*, therein mentioned.

M^r *Riddick* presented to the House, according to Order, a Bill to suspend the Execution of an Act, intituled *An Act to amend an Act, intituled An Act for the Inspection of Pork, Beef, Flour, Tar, Pitch and Turpentine*; and the same was received, and read the first time.

Resolved, That the Bill be read a second Time.

A Bill to impower certain Trustees to lease the Lands of the *Pamunkey Indians* and for other Purposes therein mentioned, was read a second Time.

Resolved, That the Bill be committed to all the Members who serve for the Counties of *King William, Caroline, Hanover, New-Kent, and King & Queen*.

And then the House adjourned till To-morrow Morning Eleven of the Clock.

Thursday. the 24th of May. 10 Geo. III. 1770.

A Bill to suspend the Execution of an Act, intituled *An Act to amend an Act, intituled An Act for the Inspection of Pork, Beef, Flour, Tar, Pitch, and Turpentine*, was read a second Time.

Resolved, That the Bill be committed to M^r *Richard Baker*, M^r *Benjamin Baker*, M^r *Riddick*, M^r *Edmund Pendleton*, and M^r *Harrison*.

M^r *Henry Pendleton* presented to the House according to Order, a Bill for altering the Court Day of the County of *Culpeper*; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

A Petition of *Bernard Moore*, Esq; was presented to the House, and read; setting forth that the Petitioner is feized in Fee Tail, under the Will of his Father, *Augustine Moore*, Gentleman, deceased, of and in a valuable Tract of Land, containing about Eighteen

¹ Hening, VIII, p. 135.

² Ibid, VI, p. 133.

³ Ibid, VIII, p. 351.

Eighteen Hundred Acres, lying on *Mattapony* River, in the County of *King William*, and having a numerous Family, cannot make any Provision for his younger Children, without diftributing his few Slaves among them, whereby his Heir will be left without any to work his intailed Lands; and that if the faid intailed Lands, which will produce a great Price, were vefted in Truftees to be fold, and the Money laid out in the Purchafe of frefh upper Lands, and fome Slaves, to be fettled to the fame Ufes, the Heir would have a much more profitable Eftate, when he fucceeds to the fame, and the Petitioner, in the mean Time, might be enabled, from the Profits, to make a better Provision for his younger Children; and therefore praying that an Aét may pafs for that Purpofe.

Ordered, That Leave be given to bring in a Bill, purfuant to the Prayer of the faid Petition; and that M^r *Richard Henry Lee* do prepare and bring in the fame.

A *Petition* of *Robert Burwell* was prefented to the Houfe, and read; fetting forth that the Petitioner, under the Will of his Father, *Nathaniel Burwell*, late of the County of *Gloucefter*, Efq; deceafed, is feized as Tenant in Fee Tail, of a Traét or Parcel of Land, at *Warwickfqueak* Bay, in the Parifh of *Newport*, and County of *Ifle of Wight*; and that it will be advantageous to the Petitioner, as well as to his Iffue, and thofe claiming in Remainder or Reverfion, if he can fell the faid Lands, and, in Lieu thereof, fettle, to the fame Ufes, other Lands, of greater Value, lying at *Bull Run*, in the County of *Prince William*, whereof he is feized as Tenant in Fee Simple; and therefore praying that an Aét may pafs to dock the Intail of the faid Lands in *Ifle of Wight*, and fettle an Equivalent for the fame out of his faid Lands in *Prince William* County. 172

Ordered, That Leave be given to bring in a Bill, purfuant to the Prayer of the faid Petition; and that M^r *Richard Baker* do prepare and bring in the fame.

A *Petition* of feveral Perfons, Inhabitants of the Counties of *Halifax* and *Charlotte*, whose Names are thereunto fubfcribed, was prefented to the Houfe, and read; fetting forth, that a Ferry over *Staunton* River, at a Ford about Two Miles above *Fuqua's*, would be more convenient than the Ferry now kept at the latter Place; and therefore praying that the faid Ferry may be removed to the faid Ford.

Ordered, That the faid petition be referred to the Committee of Propofitions and Grievances; and that they do examine the Matter thereof, and report the fame, with their Opinion thereupon, to the Houfe.

A *Petition* of feveral Perfons, inhabiting on the South Side of *Dan* River, in the County of *Halifax*, whose Names are thereunto fubfcribed, was prefented to the Houfe, and read; fetting forth that the Court of the faid County hath ordered a way to be viewed for a Road to be opened to the *Little Falls* of *Dan* River, below the Mouth of *Hyc*, which hath been reported to be convenient, and therefore praying that a Ferry may be eftablifhed at the faid Place, from the Land of *Richard Jones*, on the South Side, to the Land of the Reverend M^r *Miles Selden*, Clerk, on the North Side of the faid River.

Ordered, That the faid Petition be referred to the Committee of Propofitions and Grievances; and that they do examine the Matter thereof, and report the fame, with their Opinion thereupon, to the Houfe.

A *Petition* of *Charles Lewis*, Gentleman, and of *John Lewis*, Gentleman, his eldeft Son and Heir apparent, was prefented to the Houfe, and read; fetting forth that by Aét of General Affembly [paffed in the Thirty-fourth Year of the Reign of King *George* the Second, a Traét of Land, containing Eighteen Hundred and Fifty Acres, lying on *Tye* River, in that Part of the County of *Albemarle*, which is now the County of *Amherft*, was vefted in the faid *Charles Lewis*, and the male Heirs of his Body; that the faid *Charles Lewis* hath delivered Poffeffion of the faid Land to his faid eldeft Son, who hath the Ufe and Occupation thereof; that the faid *John Lewis* having lately obtained a Grant of Eleven Hundred and Forty-fix Acres of Land, lying on *Dan* River, in the County of *Pittfylvania*, to which he hath removed, is defirous that the faid Lands in *Amherft* may be fold, and the faid *Dan* River Lands, which are of greater Value, be fettled in Lieu thereof; and that the faid *Charles Lewis* confents to fuch fettlement, being fatisfied the fame will be advantageous to his faid Son and Family; and therefore praying that

that an Act may pass to vest the said Tye River Lands in the said *John Lewis* in Fee Simple, and to settle the other Lands in Lieu thereof.

173 *Ordered*, That Leave be given to bring in a Bill, pursuant to the Prayer of the said Petition; and that Mr *Edmund Pendleton* do prepare and bring in the same.

Ordered, That Leave be given to bring in a Bill to amend an Act passed in the former Part of this Session of Assembly, for reimbursing the Counties of *Hanover* and *King William* the Expence of clearing *Pamunkey* River; and that Mr *Henry* and Mr *Johnston* do prepare and bring in the same.

Mr *Blair* presented to the House, according to Order, a Bill to vest certain Lands in *David Meade* in Fee Simple, whereof the said *David* and *Sarah* his wife are seized, in Right of the said *Sarah*, in Fee Tail, and for settling other Lands in Lieu thereof; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

A Petition of *George Brooke*, Gentleman, was presented to the House, and read; setting forth, that the Petitioner is seized in Fee Tail, under the Will of his Grandfather, *George Braxton*, Esq; deceased, and a Family Settlement, of a Tract of Land, containing Five Hundred and Seventy-eight Acres, lying on *Mattapony* River, in the County of *King William*; and that he is seized in Fee Simple of a more valuable Tract, called *Mantapike*, containing Seven Hundred and Eighty Acres, lying in the County of *King & Queen*, on which he has made considerable Improvements, and is desirous to give the same to his eldest Son, but cannot do so unless he is impowered to make Provision for his younger Children out of the said *King William* Lands; and therefore praying that an Act may pass to vest the said Lands, in the County of *King William*, in the Petitioner in Fee Simple, and to settle the said *Mantapike* Lands in Tail in Lieu thereof.

Ordered, That Leave be given to bring in a Bill pursuant to the Prayer of the said petition; and that Mr *Edmund Pendleton* do prepare and bring in the same.

The Order of the Day being read, for the House to resolve itself into a Committee of the whole House, upon the Bill to continue and amend the Act, intituled *An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*;

Resolved, That this House will, upon *Wednesday* next, resolve itself into the said Committee.

A Bill to dock the Intail of Five Hundred and Fifty Acres of Land, in the County of *Gloucester*, whereof *Sarah*, the Wife of *John Rootes*, Gentleman, is seized, and for vesting the same in Trustees, for the Purposes therein mentioned, was read a second Time.

Resolved, That the Bill be committed to Mr *Dixon* and all the Members who serve for the Counties of *Gloucester*, *King & Queen*, *Caroline*, and *York*.

A Bill to repeal an Act for increasing the Salary of the Minister of the Parish of *Frederick*, in the County of *Frederick*, was read a second Time.

Resolved, That the Bill be committed to Mr *Mercer*, Mr *Stark*, and Mr *Edmund Pendleton*.

A Bill to explain and amend the Act, intituled *An Act to confirm the Charter of the Borough of Norfolk, and for enlarging the Jurisdiction of the Court of Hustings, in the City of Williamsburg*, was read a second Time.

174 *Resolved*, That the Bill be committed to the Committee of Propositions and Grievances.

A Bill to dock the Intail of certain Lands and Slaves, whereof *John Page*, Esq; is seized, and for settling other Lands, of greater Value, to the same Uses, was read a second Time.

Resolved, That the Bill be committed to Mr *Richard Lee*, and all the Members who serve for the Counties of *Gloucester*, *Caroline*, *King William* and *Hanover*.

And then the House adjourned till Tomorrow Morning Eleven of the Clock.

Friday

¹ Hening, VIII, 470.

² Ibid, VIII, 69.

³ Ibid, IV, 541.

Friday, the 25th of May, 10 Geo. III. 1770.

A Claim of *Matthew Anderson* for his Pay, as a Serjeant in the *Virginia* Regiment, in the Year 1759, was presented to the House, and read.

Ordered, That the said Claim be referred to the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Mr Richard Henry Lee presented to the House, according to Order, a Bill to vest certain Lands, whereof *Bernard Moore*, Esq; is seized in Fee Tail, in Trustees to be sold, and the Money laid out in the Purchase of other Lands and Slaves, to be settled to the same Uses; and the same was received and read the first Time.

Resolved, That the Bill be read a second Time.

Ordered, That Leave be given to bring in a Bill, for the more speedy Administration of Justice in this Colony; and that *Mr Richard Henry Lee*, *Mr Archibald Cary*, *Mr Bland*, *Mr Riddick*, *Mr Edmund Pendleton*, *Mr Treasurer*, *Mr Blair*, *Mr Mercer*, *Mr Henry*, *Mr Jones*, *Mr Carrington*, and *Mr Richard Baker*, do prepare and bring in the same.

Mr Edmund Pendleton presented to the House, according to Order, a Bill to vest certain intailed Lands, whereof *Charles Lewis*, Gentleman, is seized, in *John Lewis*, Gentleman, in Fee Simple, and settle other Lands to the same Uses; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Mr Eyre presented to the House, according to Order, a Bill to vest certain intailed Lands and Slaves therein mentioned, in *Nathaniel Littleton Savage*, Gentleman, in Fee Simple, and to settle other Lands, in Lieu thereof; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Mr Bland presented to the House, from the Committee of Correspondence, according to Order, another Letter to the said Committee from the Agent for this Colony, since the 21st Day of *December* last.

And the said Letter was read.

Ordered, That the said Letter do lie upon the Table, to be perused by the Members of the House.

Mr Treasurer reported from the Committee appointed, upon *Tuesday* last, to draw up an Address to be presented to the Governor, that the Committee had drawn up an Address accordingly, which they had directed him to report to the House; and he read the same in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, *viz.*

My Lord,

We his Majesty's most dutiful and loyal Subjects, the Burgeesses of Virginia, beg Leave to present to your Excellency our sincere Thanks for the early Attention you have been pleased to give our former Addresses and Memorial respecting the Extension of our Boundary to the Westward, the Importation of Salt from foreign European Ports, and the future Currency of Copper Coin within this Colony.

His Majesty's great Goodness in so immediately referring the humble Petitions of his dutiful Subjects to his Board of Trade and Plantations cannot but afford us the highest Satisfaction, and we acknowledge with Pleasure the great Candor of his Majesty's principal Secretary of State for this Department in having the Consideration of the several Matters, mentioned in your Lordship's Message, postponed, till the Agent for this Colony should receive proper Instructions from us; but, my Lord, having already through your Excellency, to us the most agreeable Channel of conveying to the Throne our humble Requests, submitted to his Majesty's Wisdom our Reasons for desiring a more extended Boundary, we have nothing farther to add on that head, except that, if the Truth of any of the Facts contained in our humble Memorial should be doubted, we are persuaded it may be established by unquestionable Proofs.

The Foundation of our Wishes respecting the free Importation of Salt we trust is also fully explained and understood, and, as to the Copper Money, which we desire to have circulating amongst us, our humble Request is that it may be current here as in Great Britain, allowing for the Difference between Sterling Money and the Currency of this Colony at the Rate of Twenty-five per Cent.

It only therefore remains for us to entreat your Lordship, in whom we have abundant Reason to repose the greatest Confidence, to use your farther good Offices in endeavoring to procure Success to the earnest Desires of this House in these several important Articles.

The said *Address* being read a second Time;

Resolved, That the House doth agree with the Committee in the said *Address*, to be presented to the *Governor*.

Ordered, That the said *Address* be presented to his Excellency by the whole House.

Ordered, That the Gentlemen who drew up the said *Address*, do wait upon the *Governor* to know his Pleasure, when this House shall attend his Excellency, to present their *Address*.

The *Order* of the Day being read;

Resolved, That this House will, upon *Monday* next, resolve itself into a Committee of the whole House, to take into Consideration the *Governor's* Message, and the Letters and Papers, relative to *Indian* Affairs, therein mentioned.

Ordered, That Leave be given to bring in a Bill to explain an Act of this present Session of Assembly, intituled *An Act to divide the Parish of Hamilton, in the Counties of Fauquier and Prince William*; and that Mr *Marshall* do prepare and bring in the same.

A *Petition* of *Andrew Estave* was presented to the House, and read; setting forth, that the Petitioner, from his long Residence in *France*, hath attained a perfect Knowledge of the Culture of Vines, and the most approved Method of making Wine; that having lived in this Colony about two Years, he hath, during that Time, made it his particular Study to be acquainted with the Nature of the Soil, and Cultivation of the wild Grape, which grows spontaneously through this Country, and is both larger and better tasted than the wild Grape in *France*, and will, properly managed, produce very fine Wine; but from the unsuccessful Attempts made here before by unskilful People, such a Project might perhaps meet with Difficulties, not easily to be removed, without the Assistance of the Legislature; and therefore praying this House to allot him One Hundred Acres of Land, in the Neighbourhood of the City of *Williamsburg*, with an House thereon for him to live in, and three Negro Men to assist him, which he would hold on the following Terms, to wit; if he should not make good merchantable Wine in four Years from the seating and planting the Vineyard, that he should pay the Rent of the Land and Hire of the Slaves for that Term, but if he should succeed to the Satisfaction of the Public, and this House, that then the Land and Slaves aforesaid should be and remain his Property, as an Encouragement, for his Discovery.

Ordered, That the said *Petition* be referred to the Committee of Trade; and that they do examine the matter thereof, and report the same, with their Opinion thereupon, to the House.

Ordered, That Leave be given to bring in a Bill, for establishing a Town at *Rocky Ridge*, in the County of *Chesterfield*, and for adding certain Lots to the Town of *Richmond*, in the County of *Henrico*; and that Mr *Archibald Cary*, Mr *Adams*, Mr *Richard Randolph*, and Mr *Trent*, do prepare and bring in the same.

Mr *Mercer* reported from the Committee, to whom the Bill to repeal the Act for increasing the Salary of the Minister of the Parish of *Frederick*, in the County of *Frederick*, was committed, that the Committee had gone through the Bill, and made several Amendments thereunto, which they had directed him to report to the House; and he read the report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then

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1 Hening, VIII, 403.

a second Time, one by one, and, upon the Question severally put thereupon, were agreed to by the House.

Ordered, That the Bill, with the Amendments, be ingrossed.

A *Petition* of *John Welch*, late a Soldier in the *Virginia* Regiment, was presented to the House, and read; setting forth, that the Petitioner served in the said Regiment seven Years, and was not discharged until he was disbanded at *Fort Lewis* in *March 1762*; and that during that Time he suffered much from Inclemency of Weather, which has brought on him a Rheumatism and Weakness, and disabled him from getting his Livelihood; and therefore praying, that this House will grant him such Relief as they shall think meet.

Ordered, That the said *Petition* be referred to the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Bill* to compel Ships infected with the Gaol Fever or Small-Pox to perform Quarantine, was read a second Time.

Resolved, That the Bill be committed to the Committee of Propositions and Grievances.

Mr *Archibald Cary* reported from the Committee of Public Claims, to whom the *Petition* of *Baylor Walker* and *William Fleet*, Executors of the last Will and Testament of *John Semple*, deceased, was referred, that the Committee had examined the Matter of the said *Petition*, and had directed him to report the same, together with the Resolution of the Committee thereupon, to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, *viz.*

It appeared to your Committee, that *John Robinson*, Esq; then Treasurer, did, 177 by an Instrument of Writing under his Hand, bearing Date the 9th Day of *July, 1765*, oblige himself, his Heirs, Executors, and Administrators, to indemnify and save harmless the said *John Semple*, his Heirs, Executors, and Administrators, of and from all Cofts, Charges, or Damages whatsoever, which should or might arise or accrue to him or them for or on Account of his having become Security for *Philip Rootes*, as High Sheriff of *King & Queen* County; that after the Death of the said *John Robinson*, which happened in *May* next following, a Judgment was recovered against the said *John Semple*, for 1271 l. 8 s. 7 d. for the Balance of Taxes collected by the said *Philip Rootes*, and his Deputies, during the Time of his Sheriffalty, and Cofts; and that the said Decedent's Estate hath been taken in Execution to satisfy the said Judgment.

Whereupon the Committee came to the following Resolution;

Resolved, That it is the Opinion of this Committee, that the said *Petition* be rejected.

The said *Resolution* being read a second Time, was, upon the Question put thereupon, agreed to by the House.

An ingrossed *Bill* to dock the Intail of Four Thousand Acres of Land, in the County of *Isle of Wight*, whereof *James Burwell* is seized in Fee Tail, and for vesting the same in Trustees, in Fee Simple, and for other Purposes therein mentioned, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act to dock the Intail of Four Thousand Acres of Land, in the County of Isle of Wight, whereof James Burwell is seized in Fee Tail, and for vesting the same in Trustees, in Fee Simple, and for other Purposes therein mentioned.*

Ordered, That Mr *Lewis Burwell*, of *James City*, do carry the Bill to the Council and desire their Concurrence.

The House proceeded to take into Consideration the Amendment made by the Council to the Bill, intituled *An Act for establishing a Town in the County of Pittsylvania*.

And the said *Amendment* was read, and is as followeth, *viz.*

Line 16, leave out "And be it further enacted by the Authority aforesaid, That from
and

and after the 1st Day of October next ensuing, it shall not be lawful for any Person or Persons, inhabiting within the said Town, to raise or keep any Swine, within the Limits thereof, and suffer the same to go and run at Large within the said Town. And if any Swine so raised and kept shall be found going or running at Large, within the Limits of the said Town, it shall and may be lawful for any Person whatsoever to kill and destroy the same."

The said Amendment being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Ordered, That Mr Bland do carry the Bill to the Council, and acquaint them, that this House hath agreed to the Amendment made by them.

A Bill to vest certain intailed Lands, whereof Charles Lewis, Gentleman, is seized, in John Lewis, Gentleman, in Fee Simple, and settle other Lands to the same Uses, was read a second Time.

Resolved, That the Bill be committed to Mr Edmund Pendleton, and all the Members who serve for the Counties of Anherst, Pittsylvania, Charlotte, and Lunenburg.

178 An ingrossed Bill for settling the Fees of the Clerk and Serjeant of the Court of Hustings for the City of Williamsburg, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act for settling the Fees of the Clerk and Serjeant of the Court of Hustings for the City of Williamsburg.*

Ordered, That Mr Bland do carry the Bill to the Council, and desire their Concurrence.

And then the House adjourned till To-morrow Morning Eleven of the Clock.

Saturday, the 26th of May, 10 Geo. III. 1770.

MR Riddick reported from the Committee of Trade, to whom the petition of Andrew Estave, containing certain Proposals for the Culture of Vines, and making Wine, was referred, that the Committee had examined the Matter of the said Petition, and had come to a Resolution thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolution of the Committee was read, and is as followeth, viz.

Resolved, That it is the Opinion of this Committee, that the said Andrew Estave ought to be encouraged.

The said Resolution being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Ordered, That a Bill be brought in pursuant to the said Resolution; and that the Committee of Trade do prepare and bring in the same.

Ordered, That Leave be given to bring in a Bill for the better regulating the Office of Sheriffs, and their Deputies; and that Mr Bland do prepare and bring in the same.

A Petition of Joseph Williams was presented to the House, and read; setting forth, that the Petitioner had been robbed of One Hundred and Fifty Pounds of the public Money, collected by him, as Under Sheriff of the County of Lunenburg, in the Year 1764, for which Matthew Marable, Gentleman, High Sheriff of the said County, had recovered a Judgment against him; and praying the Consideration of the House therein.

Ordered, That the said Petition be referred to the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Ordered, That the Committee of Privileges and Elections, to whom the Information of Mr Nathaniel Terry, relating to the Accusation reflecting on his Character, was referred, do state an Account of the Expences of the Attendance, and taking the Examinations, of the Witnesses before the said Committee, and before the Commissioners in the Country, and report the same to the House.

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¹ Hening, VIII, p. 402.

A *Petition* of fundry Perfons, Inhabitants of the County of *Accomack*, whose Names are thereunto subscribed, was presented to the House, and read; taking Notice of an Application intended to be made to this House for removing the Inspection from *Guilford* to *Hunting Creek*, and praying that if a Removal shall be thought necessary, it may be to *Tatham's Landing*, which is more convenient than *Hunting Creek*. 179

Ordered, That the said *Petition* be referred to the Committee of propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Henry* presented to the House, according to Order, a Bill to amend an Act passed in the former Part of this Session of Assembly, for reimbursing the Counties of *Hanover* and *King William* the Expence of clearing *Pamunkey River*; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

A *Petition* of several Perfons, being Protestant Dissenters of the Baptist Persuasion, whose Names are thereunto subscribed, was presented to the House, and read; setting forth the Inconveniences of compelling their licenced Preachers to bear Arms under the Militia Law, and to attend Mufters, by which they are unable to perform the Duties of their Function; and further setting forth the Hardships they suffer from the Prohibition to their Ministers to preach in Meeting Houses, not particularly mentioned in their Licences; and therefore praying the House to take their Grievances into Consideration, and to grant them Relief.

Ordered, That the said *Petition* be referred to the Committee for Religion; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

And then the House adjourned till Monday Morning next Eleven of the Clock.

Monday. the 28th of May. 10 Geo. III. 1770.

A *Petition* of fundry Perfons, Inhabitants of the County of *Accomack*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth that the white Tithables, in the said County, are so numerous, and the Business of the Court thereof, is so multiplied, that the said County ought to be divided; and therefore praying that the said County may be divided into two Counties.

And also a *Petition* of fundry Perfons, Inhabitants of the County of *Accomack*, whose Names are thereunto subscribed, was presented to the House, and read; taking Notice of a *Petition* intended to be presented to this House for dividing the said County, and setting forth that such a Division is unnecessary, and would be inconvenient; and therefore praying that the said County may not be divided.

Ordered, That the said several *Petitions* be severally referred to the Committee of propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their opinion thereupon, to the House.

Several *Petitions* of fundry Freeholders, Inhabitants of the Counties of *Prince George*, *Dinwiddie*, *Amelia*, *Brunswick*, *Lunenburg*, *Mecklenburg*, *Charlotte*, *Prince Edward*, and *Suffex*, whose Names are thereunto subscribed, were presented to the House, and read; setting forth that the very great Quantities of Tobacco brought to the Warehouses for the Inspection of that Commodity on *Appomattox River*, render it impossible for the present Inspectors to give proper Dispatch; and therefore praying that another Inspection of Tobacco may be established on the Lots of Colonel *Robert Bolling*, which he lately purchased of Mr *Patrick Ramsay*, in the Town of *Blandford*, on the said River. 180

Ordered, That the said *Petitions* be referred to the Committee of propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

M^r *Edmund Pendleton* reported from the Committee of Privileges and Elections, to whom the Information of M^r *Nathaniel Terry*, relating to the Accufation reflecting on his Character, was recommitted, that the Committee had further examined the Matter of the faid Information, and had directed him to report the fame, as it appeared to them, to the Houfe, together with the Refolutions of the Committee thereupon; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the fame was read, and is as followeth, *viz.*

It appears to your Committee by the Evidence of *James Bates*, that the faid *Bates* meeting with M^r *Nathaniel Terry* at *Halifax Court*, the faid *Terry* enquired of him what Part of his Dues he had paid, to which the faid *Bates* replied he could not tell, without feeing his Receipts. The faid *Terry* then asked, to whom he had paid them, whether to *Champneys Terry*? To which the faid *Bates* made Answer, that he had not paid them to the faid *Champneys*, but to *Moses Terry* and *William Moone*. Whereupon the faid *Terry* walked away, and in a little Time after the faid *Bates* meeting *Champneys Terry*, the faid *Terry* asked him if he had paid him any Money for Dues, whilst he the faid *Champneys* was Under Sheriff to M^r *Nathaniel Terry*? To which the faid *Bates* answered, he had not. Then the faid *Champneys* desired he would walk with him, and produced his Sheriff's Book, wherein the faid *Bates* was credited for Thirty-five Shillings, observing at the same Time, that such Entry of Credit was made after the faid *Champneys* was gone to the Southward, or *Florida*, and that he would swear it was the faid *Nathaniel's* writing. The faid *Champneys* moreover said, that the faid *Nathaniel* had vilified him to Col. *John Lewis*, his particular Friend, for receiving Money which he had not accounted for with the faid *Nathaniel*, and requested of the faid *Bates*, to inform Col. *Lewis* of the Error; which the faid *Bates* soon after did, in Presence of the faid *Champneys*. That some Time after, the faid *Bates* being in a Conversation with the faid *Nathaniel*, the faid *Nathaniel* signified that the faid *Bates* had taken great Freedoms with his Character, but being desired by the faid *Bates* to mention in what Respect, the faid *Terry* replied, in many, without taking Notice of any one, in particular.

The faid *Bates* then observed to the faid *Terry*, that he could recollect one Instance only of such Freedom, and that respected the Entry of Credit in the Book of *Champneys Terry* made by the faid *Nathaniel*, for Money, which the faid *Bates* had not paid to the faid *Champneys*; on which the faid *Nathaniel* confessed, that he had made such Entry, in the Books of the faid *Champneys*. That some Time in the same Day, a Dispute arising between M^r *Walter Coles* and the faid *Nathaniel*, the faid *Nathaniel* denied, that he had given such Credit, in the Book of *Champneys Terry*, and threatened to sue the faid *Coles* for saying he had done it; and the faid *Bates* being informed, that the faid *Terry* intended to Sue *Champneys Terry* for Debt, and the faid *Bates* for Slander, had Recourse to the faid *Champneys's* Book, wherein he took Notice that the Credit before mentioned had been given to him, the faid *Champneys* offering, at the same Time, to shew him many other Entries made by the faid *Nathaniel*, but the faid *Bates* declined looking into them, being in no Wife interested in them. That the faid *Bates* being applied to by the faid *Nathaniel*, to give him up the Receipts of the Deputy Sheriffs, and to accept the said *Nathaniel's* Receipt, in Lieu thereof, the faid *Bates* thought it prudent to refuse to do so, being desired by *David Terry*, Brother to the faid *Champneys*, not to give them up, and being moreover apprehensive of some detriment to himself, from such compliance. That the faid *Champneys* informed the faid *Bates*, that from the relation of the Wife of the faid *Champneys*, the faid *Nathaniel* had often, in the absence of the faid *Champneys*, applied to her for the faid *Champneys's*, Book, but she denied any Knowledge of it unless it was put into a small Trunk; and by what Means the faid *Nathaniel* got Possession of the Book, the faid *Bates* has been informed, but does not now remember. The faid *Bates* produced a Receipt for the faid Thirty-five Shillings, from the faid *William Moone*, bearing Date *September 19, 1765.*

It further appears to your Committee by the Evidence of *Thomas Yuille*, that the faid

faid *Yuille*, some Time in the Month of *July*, 1768, being in Company with *Champneys Terry* and M^r *Walter Coles*, heard the faid *Champneys* expreffing himfelf very freely on the Character of M^r *Nathaniel Terry*; and among many other approbious Epithets, the faid *Champneys* alleged, that he believed his Coufin *Nathaniel* was as damned a Rogue as any in this Colony, but that it would take 100 honeft Men to find him out; which, together with a flying Report of fome Entries having been made in the faid *Champneys Terry's* Book, induced the faid *Yuille* to ask the faid *Champneys* of the Truth of that Report; to which the faid *Champneys* answered, that the faid *Nathaniel*, in the Time that he the faid *Champneys* was gone to the Southward, got at his Sheriff's Book and had made an Entry of Credit therein, of Money, which he the faid *Champneys* had never received; and that the faid *Nathaniel* had brought a Suit againft him, and among other Articles had charged the Money, which the faid *Nathaniel* had given Credit for, in the Book, as aforesaid. That fome Time after the Election of Burgeffes, for the County of *Halifax*, in the Year 1768, the faid *Nathaniel* confeffed he had given credit in the Book of the faid *Champneys*, but that it was not done when the faid *Champneys* was gone to the Southward, but in the abfence of the faid *Champneys*, at *Williamsburg*. That the faid *Yuille*, of his own Knowledge, can say nothing touching the Character or Reputation of the faid *Nathaniel*.

It further appears to your Committee by the Evidence of *John Lewis*, Jun. that in the Year 1766 and 1767, *Champneys Terry* lived with the faid *Lewis*, and in the Month of *February* or *March*, of the laft mentioned Year, the faid *Champneys* informed him, that M^r *Nathaniel Terry* had made an Entry in the Book of the faid *Champneys*, and had given *James Bates's* Account Credit for Thirty-five Shillings, which the faid *Champneys* had never received; and which Entry had been made without the Privity or Confeffent of the faid *Champneys*. That foon after this information, the faid *Champneys* being about to make a Journey to *West Florida*, as the faid *Lewis* believed, delivered his Books and Papers into the Care of the faid *Lewis*, and that neither of them, with the Knowledge of the faid *Lewis*, were infpected by the faid *Nathaniel*, in the Abfence of the faid *Champneys*. That fome Time after the Return of the faid *Champneys*, in the Month of *September* or *October* following, the faid *Nathaniel* being in Company with the faid *Champneys*, at the faid *Lewis's* Houfe, the faid *Champneys* complained that the faid *Nathaniel* had ufed him very ill, in Regard to the before mentioned Entry; whereupon the faid *Nathaniel* confeffed, that he did make the Entry, and could not at that Time recollect for what Purpofe; but that he had no Intention of doing any Injuftice by that Entry. That fubfequent to this Converfation, both the faid *Nathaniel* and *Champneys* informed the faid *Lewis*, that they had difcovered the Error of the faid Entry and were mutually fatiffied.

It further appears to your Committee by the Evidence of *Robert Wooding*, that a Suit having been brought by M^r *Nathaniel Terry* againft *Champneys Terry* to recover a balance due to the faid *Nathaniel*, and referred out of Court to be fettled, as the faid *Wooding* was told, the faid *Wooding*, on Application made to him for that Purpofe, attended at the Time and Place of Meeting, in Order to fwear the Witneffes; but upon the Interceffion of the faid *Wooding*, with fome others, the contending Parties agreed to give the Referees no further Trouble, and to settle their Accounts themfelves. After which, the faid *Champneys* expreffed himfelf greatly pleafed, that they had fettled their Difpute in that Manner, as he would rather have given Forty Pounds, or even his Horfe, than that the fame fhould have been adjusted in a public Manner, as the faid *Nathaniel* was his near Relation, and he fhould have been obliged to expofe him.

It further appears to your Committee by the Evidence of *Mofes Terry*, that he was prefent at the Time M^r *Nathaniel Terry* and *Champneys Terry* were fettling their Accounts, and difputing who fhould pay the Cofts of the Suits brought by the faid *Nathaniel* againft the faid *Champneys*, when the faid *Mofes* propofed, in Order to put an End to the Difpute, to pay the Cofts himfelf, which they refufed to accept; and afterwards, as the faid *Mofes* underftood, agreed it between themfelves.

It further *appears* to your Committee by the Evidence of *William Watkins*, that one *Alexander Troop* being chargeable on the Books of *M^r Nathaniel Terry*, as High Sheriff of *Halifax*, for his Dues, the said *Watkins* went with *Champneys Terry*, the Under Sheriff and Collector, to the said *Troop's* House, and at the Instance of the said *Troop*, agreed to pay Fifty odd Shillings, as nearly as the said *Watkins* recollects, for the said *Troop*, the said *Champneys's* whole Demand, as he understood at that Time; which Assumpsit the said *Champneys* accepted, and the said *Watkins*, some Time after, paid the Money to the said *Champneys*. That after the said *Champneys* had left the Country to go to *Florida*, as was reported, the said *Troop* informed the said *Watkins*, that one *Lankford*, another Under Sheriff to the said *Nathaniel*, had applied to the said *Troop* for Part of his Dues, for the same Year; whereupon the said *Watkins* informed *Lankford*, of his having paid *Champneys Terry* the said Fifty odd Shillings, as before mentioned, and was ready to make Affidavit to the Truth thereof. That the Matter rested until the Return of the said *Champneys*, when the said *Watkins* meeting with him, for the first Time, at *Halifax* Court, asked the said *Champneys*, in Presence of *Troop*, if he the said *Watkins* had not paid him, on Account of the said *Troop*, the said Fifty odd Shillings; to which the said *Champneys* replied, if you say so, it is true. That the said *Champneys*, then holding his Book in his Hand, said that the said *Nathaniel* had got it in his Absence and that it was not as he left it when he went away to *Florida*.

It further *appears* to your Committee by the Evidence of *George Boyd*, that in a Dispute between *M^r Nathaniel Terry* and *M^r Walter Coles*, the said *Terry* denied that he made the Entry, which the said *Boyd* understood to be an Entry in *Champneys Terry's* Sheriff's Book.

It further *appears* to your Committee by the Evidence of *Thomas Tunstall*, that some Time in the latter End of the Year 1768, the said *Tunstall* being in Company with *M^r Nathaniel Terry*, *M^r Walter Coles*, and several other Persons, heard the said *Nathaniel Terry* complain of being ill used by *M^r Thomas Yuille*, who he said had reported, that he the said *Terry* had been guilty of Forgery: To which the said *Coles* answered, that if what the said *Yuille* and himself had been informed was true, that he looked upon it to be little short of Forgery, or Words to the same Purpose; upon which the said *Terry* demanded what that Information was, and the said *Walter Coles* answered, that he had been informed, that whilst one *Champneys Terry* (who had collected some Time under the said *Nathaniel Terry* as Deputy Sheriff) was gone to the Southward, he the said *Terry* made an Entry, or Entries of Credits in the Books of the said *Champneys Terry* for Money, which he had never received; which, according to the Best of the said *Tunstall's* Remembrance, the said *Terry* then denied, and said, that he had never seen the said *Champneys Terry's* Books, while he was gone to the Southward, and demanded of the said *Coles* the Author of such Information; but the said *Coles* refused to give him his Author; upon which the said *Terry* declared, that unless the said *Coles* would do so, that he would bring a Suit against him to do Justice to his Character; to which the said *Coles* answered, that he might bring such Suit as soon as he pleased, and that it would be Time enough upon the Trial of that Suit, to produce his Author for the Information aforesaid.

It further *appears* to your Committee by the Evidence of *Champneys Terry*, that he was not present at the making of the Entry in his Books by *M^r Nathaniel Terry*, whereby a Credit of Thirty five Shillings was placed to the Account of *James Bates*, but was gone on a Venire to *Williamsburg*: And that some Time before the said *Champneys* went to the Southward, a Settlement of Accounts was proposed between the said *Champneys* and the said *Nathaniel*, upon which the said *Champneys* discovered the Entry in his Book as aforesaid, and told the said *Nathaniel* that he the said *Nathaniel* had made an Entry of Credit to *James Bates* of the aforesaid Sum, which the said *Champneys* said he never had received, and asked the said *Nathaniel* if he had received it, who answered he had not; then the said *Champneys* asked him why he had made such Entry, the said *Nathaniel* answered he did not know, and asked the said *Champneys*, if he the said *Champneys* did not direct him, which the said *Champneys* denied;

whereupon

whereupon a Difference arose between the said *Champneys* and *Nathaniel*, that prevented their Settlement at that Time; and about a Year after, the said *Champneys* went to *Florida*, and soon after his return, being at the House of Mr *John Lewis*, with the said *Nathaniel*, a Dispute arose between them, and among other Things the afore-said Entry was mentioned by one or the other, but which the said *Champneys* does not remember; however, the said *Champneys* then impeached the said *Nathaniel* of Injustice, in making such Entry; whereupon the said *Nathaniel* said, it did not appear to him at that Time, and that he would clear up the Justice of that Point, by applying to Mr *James Bates*, and if Mr *Bates* would say that the said Thirty-five Shillings was not paid, he the said *Nathaniel* would give it up. That at the Time the said *Champneys* was Deputy Sheriff to the said *Nathaniel*, he applied to the said *Nathaniel* to release him, and recommended one *William Moone*, whom the said *Champneys* had employed for the Month of *September*, 1765, as an Assistant.

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It further appears to your Committee by the Evidence of *Abraham Shelton*, who, on a certain Day, was in Company with *James Bates*, at the House of *Champneys Terry*, and in a very little Time after he got there the said *Terry* and *Bates* engaged in a Conversation respecting Mr *Nathaniel Terry*, when the said *Champneys* alleged, that the said *Nathaniel* had used him very ill, by applying to his the said *Champneys's* Wife, in his Absence, for his Sheriff's Book, and made some Entries of Credit, particularly mentioning the said *James Bates's* Account, for which the said *Champneys* said he stood charged to the said *Nathaniel*. That he believes the said *Champneys* declared he was down the Country when that, or those Entries were made.

It further appears to your Committee by the Evidence of *Benjamin Lankford*, that in the Year 1765, *Champneys Terry*, *Moses Terry*, *Benjamin Terry* and the said *Lankford*, served as Under Sheriffs to Mr *Nathaniel Terry*. That at the Court for *Halifax* County, in the Month of *October*, the said *Terry* informed the said *Lankford*, that *Champneys Terry* was gone to *Williamsburg*, and had declined acting any longer in the Office of Under Sheriff; that he should be glad if the said *Lankford* would ride up with him to the said *Champneys Terry's*, and assist in making out a Book of the Balances, which appeared on the said *Champneys's* Sheriff's Book, in order to put the same into the Hands of one *William Moone*, whom the said *Nathaniel* had employed to collect them. That the said *Lankford* accordingly went up to the said *Champneys's* and the said *Nathaniel* asking for the said *Champneys's* Sheriff's Book, the said *Champneys's* Wife delivered it to him, and the said *Lankford* transcribed from it the Names and Balances of the several Persons, into another Book, for the said *Moone* to collect by. That the said *Moone* being present, told the said *Lankford* when he turned to Mr *James Bates's* Account on the Book, that he the said *Moone* had received of the said *Bates* Thirty-five Shillings. That after the Extracts were made as afore-said, the said *Nathaniel* returned the Book again to the said *Champneys's* Wife, and some Time after this Transaction, the said *James Bates* told the said *Lankford*, that he had paid *William Moone* the said Thirty-five Shillings.

The Book of the said *Champneys Terry* above mentioned, was produced to your Committee, in which, Page 5, is stated an Account against the said *James Bates* on the Side, in which Debits are usually entered, and apposite thereto, is stated an Account against *Nathaniel Barksdale*, both in the Hand Writing of the said *Champneys Terry*. That at the Foot of the said *Barksdale's* Account, is entered in the Hand Writing of the afore-said *William Moone*, these Words and Figures, "Sept. 19, 1765, by Cash paid 1 l. 15 s." through which Entry a Line of Erasure appears now to be drawn, and under it these Words, in the Hand Writing of Mr *Nathaniel Terry*; "This ought to have been *James Bates*." And at the Foot of *Bates's* Account, in the same Hand Writing, is entered, "by 35 s."

It appears to your Committee by the Evidence of *Francis Cox*, that some Time about the last of *November*, or first of *December*, 1765, Mr *Nathaniel Terry* came to the said *Cox's* House, in order to receive and pay for some Pork, which he had bought of the said *Cox*, when the said *Terry* shewed the said *Cox* a considerable Quantity of Silver;

but

but the said *Cox* not thinking the Pork fat enough, put off the Delivery for a Week longer; at which Time the said *Terry* came again in the Evening, and enquiring whether *Benjamin Terry* had been there, and being told he had not, the said *Nathaniel* said to the said *Cox*, that he could not pay him all the Money for the Pork, unless the said *Benjamin* came. That in the Morning after, the said *Benjamin* came, and the said *Nathaniel* asking him if he had got any Money, the said *Benjamin* produced a Parcel, containing about 30 *l.* out of which he offered to pay the said *Cox* for the Pork, but *Cox* objecting to some of the Money, as bad, the said *Nathaniel* asked the said *Benjamin* of whom he received it; and he answered, of Mrs. *Perkins*. Then one or the other of the said *Terries* said to *Cox*, here is more Money, and produced another Parcel, which appeared to contain a 100 *l.* at least, out of which last Parcel the said *Cox* received the greatest Part of the Payment for his Pork in Bills, and the Residue in Specie of the said *Nathaniel*, amounting in the Whole to about 20 *l.* That some Time after, the said *Cox* went to Mrs. *Perkins*, and asking her how she came to pay the *Terries* bad Money, she answered if she had, she did not know it, but that her Name was written on the Back of the Money she paid to *Benjamin Terry*. That the said *Cox* afterwards discovered the said Mrs. *Perkins's* Name was written on some or all of the Bills he received of Mr *Nathaniel Terry* or the said *Benjamin* as aforesaid, which said Bills proved to be good.

It further appears to your Committee by the Evidence of *Bethenia Chadwell*, that the said *Bethenia* had been to *Orange Court*, in *North Carolina*, which was held on the second *Tuesday* in *November*, 1765, and upon her return Home, which, to the best of her Remembrance, was on the *Thursday* following, she was informed that one *Benjamin Terry*, who was Under Sheriff of the County of *Halifax*, had levied an Execution sued out upon a Judgment obtained in the Court of the said County, by *John Pleasants*, against the said *Bethenia*, as Executrix of her late Husband *Nicholas Perkins*, on a Negro Boy, which was carried away by the said *Benjamin* to the House of the said *Benjamin's* Father. That in two or three Days the Boy made his Escape, and returned Home alone to the said *Bethenia*, and in a short Time after the Return of the Boy, the said *Benjamin* came again to the House of the said *Bethenia*, when she paid him 22 *l.* 17 *s.* in Discharge of Part of the said Execution, and between 8 *l.* and 9 *l.* in Paper Currency, for her Dues, at the same Time. That in the succeeding Summer after this Transaction, the said *Benjamin*, with the said *Nathaniel*, came again, and asking to see the Receipt she had taken of the said *Benjamin*, for the Execution Money, the said *Bethenia* searched near an Hour for the same, to no Purpose; though she afterwards found it, and delivered it to Mr *Paul Carrington*, but never gave either of the said *Terries* Notice of her having found the said Receipt, which Receipt bears Date the 9th of *December*, 1764.

It further appears to your Committee by the Evidence of *Benjamin Lankford*, that *Benjamin Terry*, Father to the said *Benjamin*, to whose House the said Negro Boy was carried as aforesaid, lived at the Distance of 20 Miles from the said *Nathaniel Terry*.

It further appears to your Committee by the Evidence of *John Chadwell*, that some Time after the said *Benjamin Terry* had received the Money on *Pleasant's* Execution of *Bethenia Perkins*, now the Wife of the said *Chadwell*, he came in Company with Mr *Nathaniel Terry* to the said *Chadwell's* House, and was a considerable Time employed in searching for some Papers, but of what Kind, the said *Chadwell* does not remember.

It further appears to your Committee by the Evidence of *Thomas Tunstall*, that the Execution issued on *Pleasant's* Judgment against *Perkin's* Estate, was returnable to *December Court*, and that he does not remember the exact Time when the same was returned; but that it is not customary to return any Execution before the Return Day.

It further appears to your Committee by the Record of the Proceedings of *Halifax Court*, in the said *Pleasant's* Suit against the said *Bethenia Perkins*, that the Execution sued out against her, bears date the 25th Day of *September*, 1765, and is made returnable to the Court, on the third *Thursday* in *December* following. That the Return on the said Execution, in the Hand Writing of the said *Nathaniel Terry*, is in the following

lowing Words, “*Executed on a Negro Boy, who has made his Escape,*” and signed by the said *Benjamin Terry*.

It further appears to your Committee by the Evidence of M^r *Paul Carrington*, a Member of this House, that the said *Carrington* prosecuted a Suit in the Court of *Halifax*, for *John Pleasants*, against the Executors of *Nicholas Perkins*; that an Execution was ordered, which appears to have been issued in the Month of *September*, 1765, returnable to the *December* Court following, M^r *Nathaniel Terry*, being then High Sheriff of the County; that the said *Carrington* applied to the said *Terry* to be informed of the Circumstances of the said Execution, when the said *Terry* answered, it had been served on a Negro Boy, which had Escaped out of his Possession; that some Time after the said *Carrington* was informed by one *Peter Perkins*, that the Greatest Part of the Debt was paid; that the said *Carrington* then applied to M^r *Terry*, and told him of the Information he had received from *Perkins*, upon which M^r *Terry* said he believed some Part of the Money was paid, but how much he did not know; that the said *Carrington* then desired M^r *Terry* to make himself acquainted how much had really been paid, that M^r *Pleasants* might receive his Money; that the said *Carrington* attended the Court, as well as he remembers, in *November*, 1765, also *June*, *July*, *August*, and *October*, 1766, *February*, *March*, *May* and *July*, 1767, and made frequent Applications to M^r *Terry*, but had for Answer from him, that he was still unable to inform himself how much Money had been received on the said Execution; that in the last mentioned Month of *July*, 1767, the said *Carrington* went to Mrs. *Perkins's*, and desired she would inform him, why that Execution was not paid, or how much had been paid, when the said *Perkins* delivered to the said *Carrington* the Receipt bearing Date the 9th of *December*, 1764, signed by *Benjamin Terry*, Deputy Sheriff, for upwards of Twenty two Pounds. Part of the aforesaid Execution; that the said *Carrington* apprehends the said *Terry* was mistaken in the Date of the Receipt, as M^r *Nathaniel Terry* was not Sheriff of the County till the Year 1765; that the said *Carrington* took Possession of the said Receipt, gave M^r *Nathaniel Terry* Notice of an intended Motion, and in the Month of *August* obtained a Judgment against him for the Amount of the Money expressed in the said Receipt, the said *Terry* agreeing to pay Interest thereupon; that the said *Carrington* cannot recollect at what Court he made the first Application to M^r *Terry*, but thinks it might probably be in the Month of *November*, 1765; that in every other Instance, the said *Carrington* hath had no Reason to doubt the Veracity of the said *Terry*; and that the said *Terry* being an indifferent Accountant, his Transactions sometimes appear awkward and confused, till properly explained by himself.

Upon the whole Matter the Committee came to the following Resolutions, *viz.*

Resolved, That, with Respect to the first Article of Charge against the said *Nathaniel Terry*, ‘that he had made, when he was Sheriff of *Halifax*, an Entry in the Book of *Champneys Terry*, who was his Under Sheriff, in his Absence, without his Knowledge or Consent, that the Entry was a false one, and by that Entry he did endeavor to prejudice the Character of the said *Champneys*, by accusing him of having received Money, as his Under Sheriff, which he had never paid to him;’ It is the opinion of this Committee, that the said M^r *Nathaniel Terry* did make the Entry in the Book of *Champneys Terry*, who was his Under Sheriff, in his Absence, without his Knowledge or Consent, but that the same was done to rectify a Mistake, and not with any fraudulent Intention.

Resolved, That, with Respect to the second Article of Charge, ‘that one *Ralph Jackson*, of *Chesterfield* County, did publicly say, that he lost a Horse out of his Pasture, that he hired two Men to go after him, that they tracked the Horse to the Distance of Twenty odd Miles, and that, when they came up with him, M^r *Terry* was on the Back of the Horse: It is the Opinion of this Committee, that the said M^r *Nathaniel Terry* hath fully acquitted his Reputation upon the said Article of Charge.

Resolved, That, with Respect to the third Article of Charge, ‘that M^r *Nathaniel Terry*, by a false Representation of Facts, did obtain an Order from the Court of *Halifax* to be paid Ten Pounds out of the County Levy, for maintaining a Bridge longer, as he affirmed, than by his Agreement he was obliged to do; but that some Time after, it was further

further enquired into, and found that fo far from his having maintained it longer, near two Years of the Time was to expire; upon which the Order was reverfed: It is the Opinion of this Committee, that the faid M^r *Nathaniel Terry* hath fully acquitted his Reputation upon the faid Article of Charge.

Resolved, That, with Refpect to the fourth Article of Charge, 'that M^r *Nathaniel Terry*, when he was Sheriff of *Halifax*, had an Execution given him againft *Perkin's* Eftate, which Execution he returned ferved on a Negro, and the Negro run away; that it remained in that State for a Confiderable Time, and the faid *Terry* never gave the Gentleman, who was appointed to receive the Money, and who made Application for it, although he was in the County regularly every Month, any Reason to believe he had got One Shilling of it: At Length it was difcovered, that near two Years before the greateft Part of it had been paid, and a Receipt given for it by a young Man, *Benjamin Terry*, who lived in the Houfe with Col. *Terry*, and was employed as his Deputy.' It is the Opinion of this Committee, that the faid M^r *Nathaniel Terry* hath not acquitted his Reputation upon the faid Article of Charge.

Resolved, That, with Refpect to the fifth Article of Charge, 'that a Suit was brought in the Court of *Halifax*, againft M^r *Nathaniel Terry*, on his Affumpfit for ufing a Stray Horfe; and that a Report ftrongly prevailed, that the faid *Terry* agreed to pay Two Piſtoles to accommodate the Difpute touching the faid Horfe.' It is the Opinion of this Committee, that the faid M^r *Terry* hath fully acquitted his Reputation upon the faid Article of Charge.

Resolved, That, with Refpect to the fixth Article of Charge, 'that two Stray Horfes were feen tied at M^r *Nathaniel Terry's*, and a few days afterwards one of them was branded, either with the faid *Terry's* Brand, or the Brand of a young Man who lived with him, was his near Relation, and who, on many Occafions, was known to be the faid *Terry's* Agent.' It is the Opinion of this Committee, that the faid M^r *Nathaniel Terry* hath fully acquitted his Reputation upon the faid Article of Charge.

Resolved, That, with Refpect to the feventh Article of Charge, that in the Year 1756 or 1757, M^r *Nathaniel Terry* commanded a ranging Company in the Frontiers, and with his Company and others, built three Forts, and that he promifed he would fee them well paid; that he has been fince applied to for the Money, but gave for Anfwer he could not get any for them, although it appears from the Schedule referred to, by an Act paffed in the 32d Year of the Reign of *George* the Second, intituled *An Act for the Defence of the Frontiers of this Colony, and for other Purpofes therein mentioned*, that the faid *Terry* had received Money for the faid *Services*.' It is the Opinion of this Committee, that the faid M^r *Nathaniel Terry* hath fully acquitted his Reputation upon the faid Article of Charge.

The *firft* Refolution of the Committee being read a fecond Time;

M^r *Terry* withdrew.

Then the faid *Refolution* was, upon the Queftion put thereupon, agreed to by the Houfe.

The *fecond* and *third* Refolutions of the Committee being feverally read a fecond Time, were, upon the Queftion feverally put thereupon, agreed to by the Houfe.

The *fourth* Refolution of the Committee being read a fecond Time;

The *Amendment* following was propofed to be made thereunto, *viz.*

To leave out, "*hath not acquitted his Reputation upon the faid Article of Charge,*" and infert "*was guilty of a Breach of Duty in his Office of Sheriff, in delaying to pay the Money fo received by his Under Sheriff, upon the faid Execution, for which he was liable to make Satisfaction to the Creditor, as he accordingly did, in allowing the Interest of the faid Money; but that there was nothing criminal or corrupt in his faid Conduâ, as it doth not appear he knew, at the Time of writing the Return upon the faid Execution for the faid Benjamin, that any Part of the Money was paid,*" inſtead thereof.

And

¹ Hening, VII, p. 171.

And the *Question* being put, that the Words '*hath not acquitted his Reputation upon the said Article of Charge*' stand Part of the said Resolution;

It *passed* in the Negative.

And the *Question* being put, that the Words '*was guilty of a Breach of Duty in his Office of Sheriff, in delaying to Pay the Money so received by his Under Sheriff, upon the said Execution, for which he was liable to make Satisfaction to the Creditor, as he accordingly did, in allowing the Interest of the said Money; but that there was nothing criminal or corrupt in his said Conduct, as it doth not appear he knew, at the Time of writing the Return upon the said Execution for the said Benjamin, that any Part of the Money was paid,*' be inserted instead thereof;

It was *resolved* in the Affirmative.

Resolved, That the House doth agree with the Committee in the said Resolution so amended, that, with Respect to the fourth Article of Charge, 'that Mr *Nathaniel Terry*, when he was Sheriff of *Halifax*, had an Execution given him against *Perkins's* Estate, which Execution he returned served on a Negro and the Negro run away; that it remained in that State for a considerable Time, and the said *Terry* never gave the Gentleman, who was appointed to receive the Money, and who made Application for it, although he was in the County regularly every Month, any Reason to believe he had got one Shilling of it; at length it was discovered that near two Years before the greatest part of it had been paid, and a Receipt given for it by a young Man, *Benjamin Terry*, who lived in the House with Colonel *Terry*, and was employed as his Deputy.' The said *Nathaniel Terry* was guilty of a Breach of Duty in his Office of Sheriff, in delaying to pay the Money so received by his Under Sheriff, upon the said Execution, for which he was liable to make Satisfaction to the Creditor, as he accordingly did, in allowing the Interest of the said Money; but that there was nothing criminal or corrupt in his said Conduct, as it doth not appear he knew, at the Time of writing the Return upon the said Execution for the said *Benjamin*, that any Part of the Money was paid.

The subsequent *Resolutions* of the Committee being severally read a second Time, were, upon the *Question* severally put thereupon, agreed to by the House.

Mr *Bland* reported, from the Committee of Propositions and Grievances, that the Committee had had under their Consideration the Petitions of the Justices of *James City* County, and of the Mayor, Recorder, Alderman, and Common Council of the City of *Williamsburg*, to them referred, and had come to several Resolutions thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that so much of the said Petitions as prays that an Act may pass for adding to the said County of *James City*, so much of the Market Square in the said City of *Williamsburg* as lies on the North Side of the Main Street, as far as *Nicholson* Street, and between the Line of *Hugh Walker's* Lot, and the Paling where Mr *Haldenby Dixon's* Store stands, and now in the County of *York*, is reasonable.

Resolved, That it is the Opinion of this Committee, that so much of the said Petition of the Justices of *James City* County as prays that they may be impowered to sell the Lot of Land whereon their present Court-House stands, in the City of *Williamsburg*, and to apply the Proceeds of such Sale towards discharging their Proportion of the Expence of building a new Court-House, is reasonable.

Resolved, That it is the Opinion of this Committee, that so much of the said Petition of the Mayor, Recorder, Aldermen, and Common Council of the City of *Williamsburg*, as prays that they may be permitted to use the Guard-House in the said City (the Guard being discontinued) as and for a Market-House, be rejected.

The said *Resolutions* being severally read a second Time, were, upon the *Question* severally put thereupon, agreed to by the House.

Ordered, That a Bill of Bills be brought in pursuant to the *first* and *second* of the said

faid Refolutions; and that the Committee of Propofitions and Grievances do prepare and bring in the fame.

Mr *Edmund Pendleton* reported from the Committee of Privileges and Elections, to whom it was referred to ftate an Account of the Expences of the Attendance and taking the Examinations of the Witneffes, before the faid Committee, and before the Commiffioners in the Country, on the Information of Mr *Nathaniel Terry*, relating to the Accufation reflecting upon his Character, that the Committee had ftated an Account accordingly; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Account was read, and is as followeth, viz.

Upon the *fourth* Article of Charge.

For the Profecution	For Mr. Terry	Before Commif- fioners	Before the Committee	Diftance	Total Tobacco	Ferriages. l. s. d.
<i>Bethenia Chadwell,</i>			3 Days	230	870	6
<i>Francis Cox,</i>			3	230	870	5
	<i>John Chadwell</i>		3	230	870	6
	Upon the other Articles of Charge.					
<i>Champnefs Terry,</i>		1 Day	3	200	805	5
<i>Thomas Tunftall,</i>		1	3	160	685	5
<i>William Wright,</i>			3	160	660	5
<i>William Watkins,</i>			3	168	684	5
<i>John Lewis,</i>			3	200	780	5
<i>George Boyd,</i>		1	3	175	730	5
<i>Abraham Skelton,</i>		1	3	200	805	5
<i>Joseph Mayes,</i>		1	3	195	790	5
<i>Margaret Mayes,</i>		1	3	195	790	5
<i>James Bates,</i>		1	3	160	685	5
<i>Thomas Yuille,</i>		1	3	160	685	5
<i>Joseph Jackfon,</i>		1	3	55	370	2
<i>Cain Jackfon,</i>		1	3	55	370	2
	<i>Benajah Parker,</i>		3	170	690	5
	<i>David Wall,</i>		3	170	690	5
	<i>Daniel Wall,</i>	1	3	170	715	5
	<i>Jeremiah Pate,</i>		3	172	696	5
	<i>Jofhua Powell,</i>		3	175	705	5
	<i>Benjamin Lankford,</i>	1	3	200	805	5
	<i>Mofes Terry,</i>		3	175	705	5
	<i>Robert Wooding,</i>		3	175	705	2 6
	<i>Mary M'Kendre,</i>		3	175	705	5
	<i>Clement Reade,</i>		3	140	600	4
	To <i>William Wright</i> , for attending the Commiffioners as Clerk,					4
	To <i>Abraham Skelton</i> , for fummoning 5 Witneffes,				35	
	To the Sheriff of <i>Halifax</i> , for fummoning 14 Witneffes,				98	
	To the Sheriff of <i>Charlotte</i> , for fummoning 3 Witneffes,				21	
	To the Sheriff of <i>Chefterfield</i> , for fummoning 2 Witneffes,				18	
					18637£.	10 2 6

Ordered, That the faid Account be referred to the Confideration of the Committee of Public Claims; and that they do rate the Tobacco therein mentioned in Money, and allow all the faid Expences, amongft the Money Claims of this Seffion, to be paid by the Public.

Ordered, That Leave be given to bring in a Bill for reimburfing the Country the Expence incurred by the Profecution of Mr *Walter Coles's* Accufation againft Mr *Nathaniel Terry*; and that Mr *Mercer* and Mr *Henry Lee* do prepare, and bring in the fame.

A *Petition* of *Bowler Cocke* and *Charles Carter*, Efquires, was prefented to the Houfe, and

and read; setting forth that in the Suppression of an Infurrection of Slaves, in the Month of *December* last, two of the Infurgents were killed, and three so wounded that one of them is since dead, and the others are not yet recovered; of which five Slaves the said *Bowler Cocke* was intitled to the Use for the Life of his Wife *Elizabeth*, and the said *Charles Carter* had the property; and therefore praying the Consideration of the House, and that the Petitioners may be allowed for the said Slaves.

Ordered, That the said Petition be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Several *Petitions* of fundry Persons, of the Parish of *Overwharton*, in the County of *Stafford*, whose Names are thereunto subscribed, were presented to the House, and read; taking Notice of a Petition intended to be presented to the House, for continuing six Members of the Vestry of the said Parish in Office; and setting forth that the said Vestry have neglected their Duty, and that some of them have resigned, and others refuse to act; and that, as the Petitioners conceive, every Parish hath a Right once to choose a Vestry, which Right the said Parish never exercised; and therefore praying that the said Vestry be dissolved.

Ordered, That the said *Petition* be referred to the Consideration of the Committee for Religion; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Ordered, That Mr *Terry* have Leave to be absent from the Service of this House, for the remainder of this Session.

Mr *Treasurer* reported from the Committee for Religion, to whom the Petition of the Rector and Vestry of the Parish of *Bristol*, in the Counties of *Prince George* and *Dinwiddie*, was referred, that the Committee had examined the matter of the said Petition, and come to a Resolution thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolution of the Committee was read, and is as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the Petition of the Rector and Vestry of the Parish of *Bristol*, praying that the Glebe of the said Parish may be sold, and a more convenient Glebe purchased, in Lieu thereof, is reasonable.

The said *Resolution* being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Ordered, That a Bill be brought in pursuant to the said Resolution; and that the Committee for Religion do prepare and bring in the same.

The *Order* of the Day being read for the House to resolve itself into a Committee of the whole House, to consider of the present State of the Colony;

Resolved, That this House will, upon *Wednesday* next, resolve itself into the said Committee.

The other *Order* of the Day being read;

Resolved, That this House will, To-morrow resolve itself into a Committee of the whole House to take into Consideration the Governor's Message, and the Letters and papers, relative to *Indian* Affairs, therein mentioned.

And then the House adjourned till Tomorrow Morning Eleven of the Clock.

Tuesday, the 29th of May, 10 Geo. III. 1770.

A *Petition* of several Persons, Owners of Lands in *Gingoteague* Island, in the County of *Accomack*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that the said Island is very proper for raising of neat Cattle and Sheep, though not plentifully supplied with fresh Water; and that Hogs kept there are very detrimental, by rooting the Pasture, polluting the Water, and devouring the Lambs; and also that Dogs do great Mischief there by worrying

worrying and destroying the grown Sheep; and therefore praying that an Act may pass to prevent Hogs and Dogs going at Large on the said Island.

Ordered, That the said petition be referred to the Consideration of the Committee of propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their opinion thereupon, to the House.

Mr *Marshall* presented to the House, according to Order, a Bill to explain and amend an Act of this present Session of Assembly, intituled, *An Act to divide the Parish of Hamilton, in the Counties of Fauquier and Prince William*; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Mr *Archibald Cary* reported from the Committee of Public Claims, that the Committee had had under their Consideration several Petitions to them referred, and had come to several Resolutions thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the Petition of *Henry Townsend*, late a Soldier in the *Virginia* Regiment, is reasonable; and that he ought to be allowed the Sum of Ten Pounds for his present Relief, and the further Sum of Ten Pounds *per Annum*, during his Life, in Consideration of the Wound he received in the Service, and of his being thereby rendered incapable of getting a Livelihood.

Resolved, That it is the Opinion of this Committee, that the Petition of *John Welch*, late a Soldier in the *Virginia* Regiment, is reasonable; and that he ought to be allowed the Sum of Five Pounds for his present Relief, and the further Sum of Five Pounds *per Annum*, during his Life, in Consideration of the Hardships he suffered in the Service, and of his being thereby rendered incapable of getting a Livelihood.

Resolved, That it is the Opinion of this Committee, that the Petition of *Joseph Williams*, to be allowed the public Money stolen out of his House, as set forth in the said Petition, be rejected.

The said *Resolutions* being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

A *Petition of James Ford* was presented to the House, and read; setting forth, that the Petitioner being in the Service of this Colony, at the Battle of the *Meadows*, in the Year 1754, received a Wound in his right Eye, by a Musket Ball, which deprived him of the Sight thereof, and that he is now growing old, and become weak; and therefore praying the House to take his condition into Consideration, and grant him Relief.

188 *Ordered*, That the said Petition be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition of Enoch Fowler*, late a Soldier in the *Virginia* Regiment, was presented to the House, and read; setting forth, that he is so afflicted with a Rheumatism, contracted whilst he served in the said Regiment, as to be almost helpless, and unable, without extreme Difficulty, to provide Subsistence for himself, with a Wife and small Children; and therefore imploring the Compassion of the House and praying Relief.

Ordered, That the said *Petition* be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition of Thomas Davis*, late a Soldier in the *Virginia* Regiment, was presented to the House, and read; setting forth, that he suffered extraordinary Hardships, whilst he served in the said Regiment, and after he was Discharged from it was affected with a nervous Disorder, which is often a Consequence of repeated Colds and great Fatigue, so that he is an Object of Compassion; and therefore praying Relief.

Ordered

Ordered, That the said Petition be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition* of *John Knibb* and *Thomas Stratton*, Inspectors of Tobacco at *Bermuda Hundred*, in the County of *Chesterfield*, was presented to the House, and read; setting forth, that several Parcels of Tobacco have been stolen out of the Warehouse at the Place aforesaid, for which the Petitioners were obliged to make Satisfaction to the Proprietors and therefore praying the House to take the same into Consideration, and to grant such Relief as shall seem reasonable.

Ordered, That the said Petition be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

An engrossed *Bill* for clearing a Road from *Payne's Run*, in the County of *Augusta*, to *Thurman's*, in the County of *Albemarle*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act for clearing a Road from Payne's Run, in the County of Augusta, to Thurman's, in the County of Albemarle.*

Ordered, That *Mr Harrison* do carry the Bill to the Council, and desire their Concurrence.

An engrossed *Bill* to continue an Act, intituled *An Act for regulating the Practice of Attornies*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act to continue an Act, intituled, An Act for regulating the Practice of Attornies.*

Ordered, That *Mr Eyre* do carry the Bill to the Council, and desire their Concurrence.

An engrossed *Bill* to repeal an Act for increasing the Salary of the Minister of the Parish of *Frederick*, in the County of *Frederick*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act to repeal an Act for increasing the Salary of the Minister of the Parish of Frederick, in the County of Frederick.*

Ordered, That *Mr Rutherford* do carry the Bill to the Council, and desire their Concurrence.

An engrossed *Bill* to vest certain Lands, whereof *John Robinson, Esq*; died seized in Trust for *Philip Johnson*, Gentleman, and his Children, in Trustees, for the Purposes therein mentioned, was read the third Time. ¹⁸⁹

Resolved, That the Bill do pass; and that the Title be, *An Act to vest certain Lands, whereof John Robinson, Esq; died seized in Trust for Philip Johnson, Gentleman, and his Children, in Trustees, for the Purposes therein mentioned.*

Ordered, That *Mr Edmund Pendleton* do carry the Bill to the Council, and desire their Concurrence.

Ordered, That *Mr William Digges* have Leave to be absent from the Service of this House till *Monday* next.

The *Order* of the Day being read for the House to resolve itself into a Committee of the whole House, upon the Bill to continue and amend the *Act for better regulating and disciplining the Militia*;

Resolved, That this House will, upon *Thursday* next, resolve itself into the said Committee.

The other *Order* of the Day being read;

Resolved, That this House will, To-morrow, resolve itself into a Committee of the whole House, to take into Consideration the Governor's Message, and the Letters and Papers, relative to *Indian Affairs*, therein mentioned.

And then the House adjourned till Tomorrow Morning Eleven of the Clock.

Wednesday

¹ Not recorded as a law.

² Hening, VIII, p. 385.

³ Ibid, VIII, p. 430.

⁴ Ibid, VIII, p. 460.

Wednesday, the 30th of May, 10 Geo. III. 1770.

A *Petition of John Wyatt, Francis Smith and Joseph Foster*, was presented to the House, and read; setting forth, that a Gun of the said *John Wyatt*, of the Value of Four Pounds, two Guns of the said *Francis Smith* at the Value of Three Pounds, and one Gun of the said *Joseph Foster*, of the Value of Two Pounds and Fifteen Shillings, were used in suppressing a late Insurrection of the Slaves of *Bowler Cocke*, Gentleman, and spoiled in the Action; and therefore praying to be allowed for their said several Losses.

Ordered, That the said *Petition* be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Ordered, That the Committee of Propositions and Grievances, to whom the Petitions of several Persons of the County of *Accomack*, praying that the said County may be divided, and the *Petition of several* other Persons of the said County, in Opposition to the said Division, were severally referred, be discharged from proceeding upon the said *Petition*; and that the Consideration of the said several Petitions be deferred till the next Session of the General Assembly.

Ordered, That Mr *Treasurer* do lay his Accounts, since the sixteenth Day of *November* last before the House.

Mr *Treasurer* reported to the House, that the Governor having been waited upon, pursuant to the Order of *Friday* last, to know his Pleasure when he would be attended by this House, had been pleased to appoint to be attended this Day, in the Council Chamber, and to say he would acquaint the House, by a Messenger of his own, when he was ready to receive their Address.

A *Bill* to vest certain Lands in *David Meade* in Fee Simple, whereof the said *David* and *Sarah* his Wife are seized, in Right of the said *Sarah*, in Fee Tail, and for settling other Lands, in Lieu thereof, was read a second Time.

Resolved, That the *Bill* be committed to Mr *Blair*, and all the Members who serve for the Counties of *Nansemond, Northampton, Isle of Wight, and Southampton*.

Mr *Treasurer*, according to Order, laid his Accounts, since the sixteenth Day of *November* last, before the House.

Ordered, That the said Accounts do lie upon the Table, to be perused by the Members of the House.

A *Bill* to vest certain intailed Lands and Slaves, therein mentioned, in *Nathaniel Littleton Savage*, Gentleman, in Fee Simple, and to settle other Lands, in Lieu thereof, was read a second Time.

Resolved, That the *Bill* be committed to Mr *Eyre*, Mr *Burton*, and all the Members who serve for the Counties of *York, Elizabeth City, and James City*.

A *Bill* to vest certain Lands, whereof *Bernard Moore*, Esq; is seized, in Fee Tail, in Trustees, to be sold, and the Money laid out in the Purchase of other Lands and Slaves to be settled to the same Uses, was read a second Time.

Resolved, That the *Bill* be committed to Mr *Richard Henry Lee*, Mr *Braxton*, Mr *Lyne*, Mr *John Tayloe Corbin*, Mr *Edmund Pendleton*, and Mr *Taliaferro*.

A *Bill* to amend an Act passed in the former Part of this Session of Assembly, for reimbursing the Counties of *Hanover* and *King William*, the Expence of clearing *Pamunkey* River, was read a second Time.

Ordered, That the *Bill* be engrossed.

A *Bill* to explain and amend an Act of this present Session of Assembly, intituled *An Act to divide the Parish of Hamilton, in the Counties of Fauquier and Prince William*, was read a second Time.

Ordered, That the *Bill* be engrossed.

Mr *Bland* reported from the Committee of propositions and Grievances, that the
Committee

Committee had had under their Consideration several Petitions to them referred, and had come to several Resolutions thereupon, which the Committee had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the Petition of divers Inhabitants of the County of *Accomack*, praying that *Guilford* Warehouse may be discontinued, and new Warehouses, established at *Finley's Point*, on *Hunting Creek*, is reasonable.

Resolved, That it is the Opinion of this Committee, that the Petition of divers Inhabitants of the County of *Accomack*, in Opposition thereto, and praying that new Warehouses may be established at *Tatham's Landing*, in the said County of *Accomack*, be rejected.

A Message from the Governor, by Mr *Hubard*:

Mr. *Speaker*,

The Governor is now ready to receive the Address of your House in the Council Chamber.

Accordingly Mr *Speaker*, with the House, went up; and being returned, he reported, that the House had attended the Governor, with their Address, to which his Excellency was pleased to give this Answer:

Mr *Speaker*, and Gentlemen of the House of Burgesse,

I will report to the King the full contents of your very obliging Address, and will again implore his Majesty, as immediately as possible, to indulge his House of Burgesse in all their reasonable Desires.—To do less would be to neglect my Duty.

Having last Night received certain material Papers from Mr Stuart, Superintendent of the Southern District, I must beg Leave to submit them to your immediate Consideration.

Mr *Speaker* acquainted the House, that the Governor had delivered to him the Papers mentioned in his Excellency's Answer to the Address of this House, to have been received from Mr *Stuart*, Superintendant of the Southern District.

And he delivered the said Papers in at the Clerk's Table.

And the said Papers were read.

Ordered, That the said Papers do lie upon the Table, to be perused by the Members of the House.

Then the *Resolutions* of the Committee of Propositions and Grievances upon the Petition of divers Inhabitants of the County of *Accomack*, praying that *Guilford* Warehouse may be discontinued, and new Warehouses established at *Finley's Point*, on *Hunting Creek*, and the Petition of divers Inhabitants of *Accomack*, in Opposition thereto, and praying that new Warehouses may be established at *Tatham's Landing*, in the said County of *Accomack*, being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That the said Report do lie upon the Table.

The *Order* of the Day being read, for the House to resolve itself into a Committee of the whole House, to take into Consideration the Governor's Message, and the Letters and Papers, relative to *Indian Affairs*, therein mentioned;

Ordered, That the said Message, Letters, and Papers, be referred to the said Committee.

Then the House resolved itself into the said Committee.

Mr *Speaker* left the Chair.

Mr *Bland* took the Chair of the Committee.

Mr *Speaker* returned the Chair.

Mr *Bland* reported from the Committee, that they had come to a Resolution, which he

he read in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that it may be of essential Service to the Interest of this Colony, to appoint Commissioners to join those of the Northern Provinces, in considering a Plan for regulating the Trade of his Majesty's American Subjects with the Indians.

The said *Resolution* being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Ordered, That a Bill be brought in pursuant to the said Resolution; and that Mr Bland, Mr Pendleton, Mr Henry and Mr Treasurer, do prepare and bring in the same.

¹⁹² The *Order* of the Day being read, for the House to resolve itself into a Committee of the whole House, to consider of the present State of the Colony;

Resolved, That this House will, upon *Friday* next, resolve itself into the said Committee.

The other *Order* of the Day being read, for the House to resolve itself into a Committee of the whole House, upon the Bill to continue and amend the Act, intituled *An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*;

Resolved, That this House will, upon *Monday* next, resolve itself into the said Committee.

Mr Archibald Cary reported from the Committee of Public Claims, to whom the Petition of Bowler Cocke and Charles Carter, Esquires, was referred, that the Committee had examined the Matter of the said Petition, and had directed him to report the same, as it appeared to them, together with the Resolution of the Committee thereupon, to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read.

And the House being informed, that some Alteration might be necessary to be made in the said Report;

Ordered, That the said Report be re-committed.

Ordered, That the said Report be re-committed to the same Committee, to whom the said Petition was referred.

And then the House adjourned till Tomorrow Morning Eleven of the Clock.

Thursday, the 31st of May, 10 Geo. III. 1770.

M^R Bland presented to the House, according to Order, a Bill for the better regulating the Office of Sheriffs, and their Deputies; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Mr Edmund Pendleton reported from the Committee, to whom the Bill to vest certain intailed Lands, whereof Charles Lewis, Gentleman, is seized, in John Lewis, Gentleman, in Fee Simple, and settle other Lands to the same Uses, was committed, that the Committee had examined the Allegations of the Bill, and found the same to be true; and that the Committee had directed him to report the Bill to the House, without any Amendment; and he delivered the Bill in at the Clerk's Table.

Ordered, That the Bill be ingrossed.

Ordered, That Leave be given to bring in a Bill to compel Persons to find Security in certain Cafes; and that Mr Edmund Pendleton do prepare and bring in the same.

A *Petition* of Nicholas Alley was presented to the House, and read; setting forth, that in the Year 1757 the Petitioner supplied the Militia of Prince Edward County with Three Hundred and Seventy-two Pounds of neat Pork, and Two Barrels of Corn, for which he hath never received any Satisfaction; and that the Petitioner's said Claim was presented to the House in 1764, and rejected, because, as he was informed,

he

¹ Hening, VIII, p. 69.

he did not attend and shew why he had not applied sooner, the Reason whereof was, that having been wounded in an Engagement with the *Indians*, soon after he supplied the said Provisions, upon his Recovery he removed to *South Carolina*, where he remained till the said Year 1764; and therefore praying the House to make him a reasonable Allowance.

Ordered, That the said Petition be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Bland* reported, from the Committee of Propositions and Grievances, that the Committee had had under their Consideration several Petitions, to them referred, and had come to several Resolutions thereupon, which the Committee had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth; *viz.*

Resolved, That it is the Opinion of this Committee, that the Petition of sundry Freeholders and Inhabitants of the Counties of *Prince George*, *Dinwiddie*, *Amelia*, *Brunswick*, *Lunenburg*, *Mecklenburg*, *Charlotte*, and *Suffex*, praying that another Inspection of Tobacco may be established on the Lots of *Robert Bolling*, which he lately purchased of *Patrick Ramsay*, in the Town of *Blandford*, is reasonable.

Resolved, That it is the Opinion of this Committee, that the Petition of sundry Inhabitants of *Dinwiddie* County, in Opposition thereto, and praying that another Inspection of Tobacco may be established on the Land of *Robert Bolling*, between *Bolling's* old Warehouse and *Bollingbrook*, be rejected.

The said Resolutions being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That the said Report do lie upon the Table.

A Message from the Council by Mr *Hubard*:

Mr *Speaker*,

The Council have agreed to the Bill, intituled, An Act¹, for settling the Fees of the Clerk and serjeant of the Court of Huftings for the City of *Williamsburg*, without any Amendment: And also

The Council have agreed to the Bill, intituled An Act² to vest certain Lands, whereof *John Robinson*, Esq; died seized, in Trust for *Philip Johnson*, Gentleman, and his Children, in Trustees, for the Purposes therein mentioned, without any Amendment: And also

The Council have agreed to the Bill, intituled An Act³ for clearing a Road from *Payne's Run*, in the County of *Augusta*, to *Thurman's*, in the County of *Albemarle*, with an Amendment, to which Amendment the Council desire the Concurrence of this House.

And then the Messenger withdrew.

The House proceeded to take the said Amendment into Consideration;

And the said Amendment was read, and is as followeth, *viz.*

Line II, After 'required' insert 'by Warrant from his Excellency the Governor.'

The said Amendment being read a second Time, was, upon the Question put thereupon, disagreed to by the House.

Ordered, That a Message be sent to the Council to inform them, that this House cannot agree to the Amendment by them proposed to the said Bill, and desire that they will pass the same without the Amendment; and that Mr *Harrison* do carry the said Message.

Ordered, That Mr *Taliaferro* have leave to be absent from the Service of this House, till Monday Fortnight.

A Petition of sundry Persons, Members of the Church of *England*, in the Parish of *Frederick*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that the said Parish being very extensive, and there being not less than

¹ Hening, VIII, p. 402.

² Ibid, VIII, p. 460.

³ Not recorded as a law.

than seven Churches and Chapels therein, it is impossible for the Minister to perform the Duties of his Office in a proper Manner, and as the Law requires; neither can his Congregation attend Divine Service so frequently and conveniently as they ought, nor can some Persons of them partake at all of the Benefits of his Ministration; and therefore praying that the said Parish may be divided into three Parishes by a Line, beginning at *William's Gap*, and running thence to the *Hampshire* Boundary, in a direct Course so as to pass seven Miles to the North Eastward of the Town of *Winchester*, and by another Line, beginning at the Mouth of *Flint Run*, and running thence East South East to the *Culpeper* Line, and from the said Mouth of the *Flint Run* to the Mouth of *Cedar Creek*, and from thence in a direct West North West Course to the Boundary of *Hampshire* and *Frederick* Counties.

Ordered, That the said *Petition* be referred to the Consideration of the Committee for Religion; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

An engrossed *Bill* to explain and amend an Act of this present Session of Assembly, intituled *An Act to divide the Parish of Hamilton, in the Counties of Fauquier and Prince William*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act to explain and amend an Act of this present Session of Assembly, intituled An Act to divide the Parish of Hamilton, in the Counties of Fauquier and Prince William*.

Ordered, That Mr *Marshall* do carry the Bill to the Council, and desire their Concurrence.

A *Petition* of *Luke Luker* and *John Walton*, Inspectors of Tobacco at *Pungoteague*, was presented to the House and read; setting forth, that the Warehouse at that Place being damaged by the Gulf in *September* last, before the same could be repaired, one Hoghead of Tobacco was stolen out of it, for which the Petitioners, not being able to recover it, have been obliged to make Satisfaction to the Owner thereof; and therefore praying that they may be reimbursed by the Public.

Ordered, That the said petition be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their opinion thereupon, to the House.

An engrossed *Bill* to amend an Act, passed in the former Part of this Session of Assembly, for reimbursing the Counties of *Hanover* and *King William* the expence of clearing *Pamunkey River*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act to amend an Act passed in the former Part of this Session of Assembly, for reimbursing the Counties of Hanover and King William the Expence of clearing Pamunkey River*.

Ordered, That Mr *Henry* do carry the Bill to the Council, and desire their Concurrence.

The *Order* of the Day being read, for the House to resolve itself into a Committee of the whole House, upon the Bill to continue and amend the Act for the better regulating and disciplining the Militia.

Resolved, That this House will, To-morrow, resolve itself into the said Committee.

And then the House adjourned till To-Morrow Morning Eleven of the Clock.

Friday, the 1st of June, 10 Geo. III. 1770.

MR *Richard Henry Lee* reported, from the Committee to whom the Bill to vest certain Lands, whereof *Bernard Moore*, Esq; is seized in Fee Tail, in Trustees, to be sold and the Money laid out in the Purchase of other Lands and Slaves, to be settled to the same Uses, was committed, that the Committee had examined the Allegations of the Bill, and found the same to be true; and that the Committee had directed him to report the Bill to the House, without any Amendment: And he delivered the Bill in at the Clerk's Table.

Ordered

¹ Hening, VIII, p. 403.

² Ibid, VIII, p. 428.

³ Ibid, VIII, p. 416.

Ordered, That the Bill be engrossed.

Resolved, That this House will receive no Petitions or Public Claims after *Tuesday*, the Twelfth Day of this Instant, *June*.

A *Petition* of *Benjamin Grymes*, in Behalf of himself and his Creditors, was presented to the House, and read; setting forth, that a Negro Man Slave, Part of the Petitioner's Estate, conveyed to Trustees for the Benefit of his Creditors, having been convicted of Hog-stealing, and punished, was, by Order of the Court before whom he was tried, remanded to Gaol till the Petitioner should send for him; and that the Petitioner, the next Day after he had Notice thereof, sent for the said Slave, but he was so frost-bitten during his said Confinement, that he is thereby rendered of little Value; and therefore praying the House to make such Satisfaction as they shall think reasonable.

Ordered, That the said Petition be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Richard Lee* reported, from the Committee to whom the Bill to dock the Intail of certain Lands and Slaves, whereof *John Page*, Esq; is seized, and for setting other Lands, of greater Value, to the same Uses, was committed, that the Committee had examined the Allegations of the Bill, and found the same to be true; and that the Committee had gone through the Bill, and made several Amendments thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a second Time, one by one; and, upon the Question severally put thereupon, were agreed to by the House.

Ordered, That the Bill, with the Amendments, be ingrossed.

A *Petition* of fundry Persons, Inhabitants of the County of *Spotsylvania*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that the Act of General Assembly, made for Relief of insolvent Debtors, doth not fully answer the good Purposes thereof, it being sometimes difficult for those unfortunate People to give Notice of their Intention to take the Benefit of the said Act to the Creditors or their Agents, and the Courts being often prevented by unavoidable Accidents from sitting, to receive the Schedule of such Debtors Estates; and that the Confinement of the said Debtors in Gaol, Twenty Days before they can discharge themselves by the said Act, is not only unprofitable to the Creditors, but is attended with unnecessary 196 Expence to the Public; and therefore praying that the said Act may be amended so as to remedy the Evils complained of.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the matter thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Eyre* reported, from the Committee to whom the Bill to vest certain intailed Lands and Slaves, therein mentioned, in *Nathaniel Littleton Savage*, Gentleman, in Fee Simple, and to settle other Lands, in Lieu thereof, was committed, that the Committee had examined the Allegations of the Bill, and found the same to be true; and that the Committee had gone through the Bill, and made an Amendment thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendment, in at the Clerk's Table; where the Amendment was twice read; and, upon the Question put thereupon, was agreed to by the House.

Ordered, That the Bill, with the Amendment, be ingrossed.

A *Petition* of fundry Persons, Inhabitants of the County of *Spotsylvania*, was presented to the House, and read; setting forth, that the greater Number of People in the said County, in Order to attend their Court, are obliged to go from Twenty to Six and Thirty Miles, to the Court-House, in the Town of *Fredericksburg*, near one Corner of the County, which is not only a singular Grievance, the Court-Houses of other Counties being, for the most part, in or not far from the Centers of them, but is a means of retarding the Business of the said Court, and may be of pernicious Consequences, if, at the Time of an Election of Members, to represent the said County in General Assembly,

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the Weather should be so bad as to hinder the Electors from going so great Distance; and that the Advantage the present Situation of the said Court-House is supposed to be of to the said Town the Petitioners hope will not be put in Competition, with their Conveniency, contrary to the Policy of the Legislature, which hath ever been, in forming Counties, to consult the Ease of their respective Inhabitants; and further setting forth, that Suits of Law are, by the increased Population of the Colony, exceedingly multiplied, the Prosecution of them dilatory, and the Expences attending them enormous; and therefore praying, that this House will address the Governor that his Excellency will order the Court of the said County of *Spotsylvania* to be held at the most convenient Place, near the Center thereof; and also praying, that some Mode may be adopted for the determining Law Suits with more Expedition and less Expence, agreeable to the Custom of the King's Courts in *Great-Britain*, and that Persons, who have been brought up to the Law, and been resident in the Colony, at least five Years, may be appointed Judges, and be rewarded as they deserve, by the House.

Ordered, That the said petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

187 A *Petition* of *Benjamin Grymes*, in Behalf of himself and others, of the Parish of *Saint George*, in the County of *Spotsylvania*, was presented to the House, and read; setting forth, that the late Election of Vestrymen of the said Parish, made in Consequence of an Act of this present Session of General Assembly, was unfair, and unjust, many persons being permitted, who were not qualified, to vote therein; and that the Court of the said County admitted only Eleven of the Vestrymen returned elected to be sworn into Office, upon a Presumption that, instead of the Twelfth Member returned, another Candidate would have been chosen, if the Sheriff had not acted partially; and therefore praying that the said Election may be set aside, and a new one appointed; and that no Person may be permitted to poll at such Election but those who pay their own Scot and Lot.

Ordered, That the said Petition be referred to the Consideration of the Committee for Religion; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Bland* reported, from the Committee of Propositions and Grievances, that the Committee had had under their Consideration two Petitions, to them referred, and had come to several Resolutions thereupon, which the Committee had directed him to Report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the Petition of several Merchants, Planters, and others, praying that a Tobacco Inspection may be established at *Low Point*, on *Chipoake's Creek*, be rejected.

Resolved, That it is the Opinion of this Committee, that the Petition of sundry Inhabitants of the Counties of *Prince George* and *Brunswick*, in Opposition thereto, are reasonable.

The said *Resolutions* being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

A *Petition* of *Thomas Shepherd* was presented to the House, and read; setting forth that there was formerly a public Ferry established from the Land of *Thomas Swearingen*, in the County of *Frederick*, across *Potowmack* River, to the Province of *Maryland*; that a little below the said Ferry, a Town called *Mecklenburg*, was established on the Petitioner's Land, some Distance from the River, between which and the Town, but not adjoining either, the Petitioner agreed to sell the said *Thomas* half an Acre of Land, which was laid off, but never conveyed or paid for during his Life; that it being found more convenient to have a Ferry from a Landing near the Town than at the former Place, such Ferry was established from the Land of the Petitioner, by an Act passed in the Year 1764, in Consequence of which Roads were laid out through the Petitioner's Land

Land to the said Ferry, and he provided Boats for keeping the same; that the Widow and Sons of the said *Thomas Swearingen* have been endeavoring to get the said Ferry from the Petitioner, and the said half Acre of Land being found not to extend to the River, and it being doubtful whether the Petitioner's Land did so, the said Land was entered for both by them and the Petitioner as waste Land, and the Matter being heard upon a Caveat by Lord *Fairfax*, he granted the Land to the Petitioner; but whilst that Caveat was depending, and in the Absence of the Petitioner, they applied to the Legislature, and procured a Repeal of the Act for establishing the Petitioner's Ferry, upon suggestion, that the same was necessary, as being but a small Distance from *Swearingen's* old Ferry, although the latter hath been long since discontinued, and the Road thereto stopped, and being possessed of Lands opposite to the Petitioner's on the *Maryland* Side, they keep a Ferry to and from his Land, whereby he is subject to the Inconvenience of Roads through his Land to the said Ferry, while others are reaping the Advantages, which he conceives to be unjust; and therefore praying that the Act for establishing his said Ferry may be revived. 198

Ordered, That the said *Petition* be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Treasurer* reported, from the Committee for Religion to whom the Petition of several Persons, being Protestant Dissenters, of the Baptist Persuasion, was referred, that the Committee had partly examined the Matter of the said Petition, and had come to a Resolution thereupon, which the Committee had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolution of the Committee was read, and is as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that so much of the said Petition as prays that the Ministers or Preachers of the Baptist Persuasion may not be compelled to bear Arms or attend Musters, be rejected.

The said *Resolutions* being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Mr *Bland* presented to the House, according to Order, a Bill to amend the Act, intitled *An Act for the better securing the Payment of Levies, and Restraint of Vagrants, and for making Provision for the Poor*; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Mr *Edmund Pendleton* reported, from the Committee of Privileges and Elections, that the Committee had had under their further Consideration the Petition of Mr *Willis Riddick*, complaining of an undue Election and Return of Mr *Benjamin Baker* to serve as a Burgess in this present General Assembly for the County of *Nansemond*, to them referred, and had come to a Resolution thereupon, which the Committee had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolution of the Committee was read, and is as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the Consideration of the Subject-Matter of the said Petition be put off until *Wednesday*, the 13th Instant.

The said *Resolution* being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Ordered, That Mr *Dixon* have Leave to be absent from the Service of this House until *Wednesday* next.

A Bill for altering the Court Day of the County of *Culpeper*, was read a second Time.

Resolved, That the Bill be committed to the Committee for Courts of Justice.

Ordered, That it be an Instruction to the Committee for Courts of Justice, to whom the Bill for altering the Court Day of the County of *Culpeper* was committed, that they have Power to receive a Clause or Clauses for altering the Court Day of the County of *Pittsylvania*, from the fourth *Friday* to the fourth *Thursday* of every Month.

The *Order* of the Day being read, for the House to resolve itself into a Committee of the whole House, to consider of the present State of the Colony;

Ordered

Ordered, That the Papers mentioned in the Governor's Answer to the Address of this House to have been received from Mr *Stuart*, Superintendent of the Southern District, which, upon *Wednesday* last, were ordered to lie upon the Table; be referred to the said Committee.

Ordered, That the Governor's Message, and the Letters and Papers relative to *Indian* Affairs, therein mentioned, be referred to the said Committee.

Then the House resolved itself into the said Committee.

Mr *Speaker* left the Chair.

Mr *Bland* took the Chair of the Committee.

Mr *Speaker* resumed the Chair.

Mr *Bland* reported from the Committee, that they had made some Progress in the Matters to them referred, and had directed him to move that they may have Leave to sit again.

Resolved, That this House will, upon *Wednesday* next, resolve itself into a Committee of the whole House, to consider further of the present State of the Colony.

The *Order* of the Day being read, for the House to resolve itself into a Committee of the whole House, to consider further of the Bill to explain and amend one Act of Assembly made in the 4th Year of the Reign of Queen *Anne*, intituled *An Act¹ for regulating the Election of Burgesses, for settling their Privileges, and for ascertaining their Allowances*: And also one other Act made in the 10th Year of the Reign of King *George II.* intituled *An Act² to declare who shall have a Right to vote in the Election of Burgesses to serve in the General Assembly for Counties, and for preventing fraudulent Conveyances in order to multiply Votes at such Election*;

Resolved, That this House will, Tomorrow, resolve itself into the said Committee.

The other *Order* of the Day being read, for the House to resolve itself into a Committee of the whole House, upon the Bill to continue and amend the Act for the better regulating and disciplining the Militia;

Resolved, That this House will, upon *Thursday* next, resolve itself into the said Committee.

And then the House adjourned till Tomorrow Morning Eleven of the Clock.

Saturday, the 20 of June, 10 Geo. III. 1770.

ORDERED, That Mr *Henry* have Leave to be absent from the Service of this House till *Monday* sevenight.

A *Petition* of *Francis Eppes* was presented to the House, and read; setting forth, that the Petitioner is seized of Four Hundred Acres of Land, in the County of *Henrico*, in Tail, adjoining to a larger Tract, which he holds in Fee Simple, and that it will be of great Advantage to him to dock the Intail of the said Four Hundred Acres of Land, and, in Lieu thereof, to settle other Fee Simple Lands, of equal Value, adjoining some intailed Lands which he holds in *Bermuda Hundred*, in *Chesterfield* County, as he is about selling his Lands in *Henrico* County, to pay off his Father's Legacies; and therefore praying that an Act may pass for the Purpose aforesaid.

Ordered, That Leave be given to bring in a Bill, pursuant to the Prayer of the said Petition; and that Mr *Archibald Cary* do prepare and bring in the same.

Mr *Blair* reported, from the Committee, to whom the Bill to vest certain Lands in *David Meade*, in Fee Simple, whereof the said *David* and *Sarah* his Wife are seized in Right of the said *Sarah*, in Fee Tail, and for settling other Lands, in Lieu thereof, was committed, that the Committee had examined the Allegations of the Bill, and found the same to be true; and that the Committee had gone through the Bill, and made several Amendments thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then

¹ Hening, III, p. 236.

² Ibid, IV, p. 475.

a second Time, one by one, and upon the Question severally put thereupon, were agreed to by the House.

Ordered, That the Bill, with the Amendments, be engrossed.

A *Petition* of several Freeholders and Inhabitants of the Parish of *Dale*, in the County of *Chesterfield*, whose Names are thereunto subscribed, setting forth, that the said Parish is of equal Extent with the County, and hath four Churches in it, and that there are more than Three Thousand Tithables in it; and therefore praying that the said Parish may be divided into two Parishes, by a Line beginning at the Mouth of *Falling Creek*, and running thence up the said Creek to Col. *Cary's* Mill Dam, thence along the Road leading from Col. *Cary's* Forge, to the Bridge over *Swift* Creek, near the Court-House, and thence along the said Road to the Mouth of *Winterpock* Creek, at its Confluence with *Appomattox* River; or by any other Line which the House shall think just and equitable; *And Also*

Several *Petitions* of fundry Inhabitants of the Parish of *Dale*, in the County of *Chesterfield*, whose Names are thereunto subscribed, taking Notice of the *Petition* intended to be presented to the House for a Division of the said Parish; and setting forth that it is yet unnecessary to divide the said Parish; that such a Division will be attended with very great Expence; and that by a Regulation intended by the Vestry of the said Parish, the Churches therein will be rendered convenient to the Congregations; and therefore praying that the said Parish may not be divided;

Were severally presented to the House and read.

Ordered, That the said several *Petitions* be severally referred to the Consideration of the Committee for Religion; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Ordered, That Leave be given to bring in a Bill to continue and amend an Act intitled *An Act for allowing Fairs to be kept in the Town of Frederickburg*; and that Mr *Grymes* do prepare and bring in the same.

A *Petition* of several Persons, Inhabitants of the County of *Augusta*, living on the two Mill Creeks, *North Fork*, *South Fork*, and South Branch of *Potowmack*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that the Petitioners reside much further from the Court-House of their own County, than from that of *Hampshire*, and in travelling to the former must go through a more mountainous Country, and in a worse Road than to the other, and cross several Rivers; and therefore praying, that the aforesaid Part of the County of *Augusta*, may be added to the County of *Hampshire*.

Ordered, That the said *Petition* be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House. 201

Mr *Archibald Cary* reported, from the Committee of Public Claims, that the Committee had had under their Consideration several *Petitions*, to them referred, and had come to several Resolutions thereupon, which the Committee had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the *Petition* of *Enoch Fowler*, late a Soldier in the *Virginia* Regiment, is reasonable; and that he ought to be allowed the Sum of Ten Pounds, for his present Relief, and the further Sum of Six Pounds *per Annum*, during his Life, in Consideration of the Hardships he suffered in the Service, and of his being thereby rendered incapable of getting a Subsistence for himself and Family.

Resolved, That it is the Opinion of this Committee, that the *Petition* of *Thomas Davis* late a Soldier in the *Virginia* Regiment be rejected.

Resolved

¹ Hening, V, p. 82.

Resolved, That it is the Opinion of this Committee, that the Petition of *John Knibb* and *Thomas Stratton*, Inspectors of Tobacco at *Bermuda Hundred* Warehouse, in *Chesterfield* County, to be reimbursed for Tobacco stolen out of the said Warehouse, is reasonable; and that they ought to be allowed the Sum of Ten Pounds and Seventeen Shillings for the same.

Resolved, That it is the Opinion of this Committee, that so much of the Petition of *Martin Shearman* and *Robert Mitchell*, Inspectors of Tobacco, at *Deep Creek* Warehouse, in *Lancaster* County, as relates to the Three Thousand and Fifteen Pounds of Tobacco stolen out of the said Warehouse, in the Year 1759, and for which they have paid at the Rate of Forty Shillings *per Cent.* is reasonable; and that they ought to be reimbursed the Sum of Sixty Pounds and Six Shillings for the same.

Resolved, That it is the Opinion of this Committee, that so much of the said Petition as relates to the Nineteen Hundred Pounds of Tobacco stolen out of the said Warehouse in the Year 1762, be rejected, for want of sufficient Proof.

Resolved, That it is the Opinion of this Committee, that the Petition of *Luke Luker* and *John Walton*, Inspectors of Tobacco, at *Pungoteague* Warehouse, in *Accomack* County, to be reimbursed for a Hoghead of Tobacco stolen out of the said Warehouse, be rejected, for want of sufficient Proof.

The said *Resolutions* being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That a Committee be appointed to examine the Treasurer's Accounts.

And a Committee was appointed of Mr *Bland*, Mr *Richard Henry Lee*, Mr *Archibald Cary*, Mr *Harrison*, Mr *Charles Carter*, of *Lancaster*, Mr *Eyre*, Mr *Henry*, Mr *Lewis Burwell*, of *James City*, and Mr *Blair*.

Ordered, That Mr *John Wilson*, of *Norfolk*, have Leave to be absent from the Service of this House till this Day Fortnight.

Ordered, That Mr *Thomas Mann Randolph* have Leave to be absent from the Service of this House till this Day Sevenight.

Ordered, That Mr *Eyre* have Leave to be absent from the Service of this House till *Wednesday* next.

Mr *Treasurer* reported, from the Committee for Religion, to whom the Petition of fundry Freeholders and Inhabitants of the Parish of *Overwharton*, in the County of *Stafford*, complaining of fundry illegal and unwarrantable Proceedings of the Vestry of the said Parish, and praying that the said Vestry may be dissolved, was committed, that the Committee had examined the Matter of the said Petition, and had come to several Resolutions thereupon, which the Committee had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the said Vestry have, with Honour, fully acquitted themselves of every Article of Charge contained in the said Petition.

202 *Resolved*, Therefore, that it is the Opinion of this Committee, that the said Petition be rejected.

The said *Resolutions* being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That the said Committee do state an Account of the Expences of the Travelling and Attendance of the Witnesses, who were examined as well before the said Committee touching the said Petition, as before the Committee of Propositions and Grievances, to whom a like Petition in the Year 1767, was referred, and report the same, with their Opinion how the said Expences ought to be defrayed, to the House.

Ordered, That Leave be given to bring in a Bill for the better regulating the Election of Vestries; and that Mr *Mercer*, Mr *Bland*, Mr *Jones*, Mr *Richard Lee* and Mr *Stark*, do prepare and bring in the same.

Mr

Mr *Treasurer* reported, from the Committee for Religion, to whom the Petitions of fundry Inhabitants of the Parish of *Overwharton*, in the County of *Stafford*, praying that the Vestry of the said Parish may be dissolved, was referred, that the Committee had come to several Resolutions thereupon, which the Committee had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the said Petitions be heard before the Committee on *Saturday* the Sixteenth Instant.

Resolved, That it is the Opinion of this Committee, that the said Vestry be served with copies of the said Petitions, and have six Days previous Notice of the Time when the said Petitions are to be heard, before the Committee.

The said *Resolutions* being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Mr *Archibald Cary* reported, from the Committee of Public Claims, to whom the certified Petition of *John Scott*, of *Lunenburg* County, was referred, that the Committee had examined the Matter of the said Petition, and had directed him to report the same, as it appeared to them, together with the Resolution of the Committee thereupon, to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, *viz.*

It appears to your Committee, by the Depositions of fundry Witneses, that some Time in the Month of *December* 1766, *Jack*, a Negro Man Slave, belonging to the Petitioner, was one day employed under one *William Chandler*, who was Surveyor of a Public Road, in cutting and levelling the Banks of *Meherrin* River; that the said Slave was seen some Time in the Night, in Company with other Negroes, at the Place where they had been at work that Day, in good Health; and that he was found the next Morning lying dead in the said River, and (as was supposed) was drowned.

Whereupon the Committee came to the following Resolution;

Resolved, that it is the Opinion of this Committee, that the said Petition be rejected.

The said *Resolution* being read a second Time, was, upon the Question put thereupon, agreed to by the House.

A *Petition* of *Daniel Cargill* was presented to the House, and read; setting forth, that *Wade's Ferry*, from the County of *Charlotte*, over *Roanoke* River, to the County of *Halifax*, is, by the Death of the Proprietor, become useless to the Public, and the Executors of the said Decedent are resolved not to keep up the said Ferry, and are willing that the same may be moved; and therefore praying that a Ferry may be established from the Petitioner's Land, in the said County of *Charlotte*, crossing the said River, to the Land of *John Foushee*, deceased, in the said County of *Halifax*.

Resolved, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House. 208

The Order of the Day being read;

Resolved, That this House will, upon *Tuesday* next, resolve itself into a Committee of the whole House to consider further of the Bill to explain and amend one Act of Assembly, made in the 4th Year of the Reign of *Queen Anne*, intituled *An Act¹ for regulating the Election of Burgeses, for settling their Privileges, and for ascertaining their Allowances*: And also one other Act made in the 10th Year of the Reign of *King George II.* intituled *An Act² to declare who shall have a Right to vote in the Election of Burgeses, to serve in the General Assembly for Counties and for preventing fraudulent Conveyances, in order to multiply votes at such Elections.*

And then the House adjourned until Monday Morning next Eleven of the Clock.

Monday

¹ Hening, III, p. 236.

² Ibid, IV, p. 575.

Monday, the 4th of June, 10 Geo. III. 1770.

THE Houfe being informed by Mr *Bland*, that the Petition of fundry Perfons, Inhabitants of the County of *Spotsylvania*, praying that this Houfe will adrefs the *Governor*, that his Excellency will order the Court of the faid County of *Spotsylvania*, to be held at the moft convenient Place, near the Center thereof, and alfo praying that fome Mode may be adopted for determining Law Suits with more Expedition and lefs Expence, referred upon *Friday* laft to the Confideration of the Committee of Propofitions and Grievances, was not figned;

Ordered, That the faid Committee be difcharged from proceeding upon the faid Petition.

Ordered, That the faid Petition be withdrawn.

And the faid *Petition* was withdrawn accordingly.

Mr *Grymes* prefented to the Houfe, according to Order, a Bill to continue and amend an Act, intituled *An Act for allowing Fairs to be kept in the Town of Frederickburg*; and the fame was received, and read the firft Time.

Resolved, That the Bill be read a fecond Time.

A *Petition* of the Minifter, Veftry, and others, Inhabitants of the Parifh of *Cameron*, in the County of *Loudoun*, whole Names are thereunto fubfcribed, was prefented to the Houfe, and read; fetting forth, that the faid Parifh is very extenfive, and inconvenient to the People who refide in the upper Parts thereof; and therefore praying that the faid Parifh may be divided in the Manner and upon the Terms mentioned in a Scheme to the faid Petition annexed.

Ordered, That the faid *Petition* be referred to the Confideration of the Committee for Religion; and that they do examine the Matter thereof, and report the fame with their Opinion thereupon, to the Houfe.

A *Petition* of *Nathan Chapman* was prefented to the Houfe, and read; fetting forth, that at the Battle of the *Meadows*, the Petitioner, then in the Service of this Country received a wound in his Hip, which has hindered him from labouring to maintain himfelf; and therefore praying the Houfe to take his Cafe into Confideration, and make him fuch Allowance as they fhall think proper.

Ordered, That the faid Petition be referred to the Confideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the fame, with their Opinion thereupon, to the Houfe.

Ordered, That it be an Inftruction to the Gentlemen who are appointed to prepare and bring in a Bill, for the better regulating the Election of Veftries, that they have Power to receive a Claufe or Claufes, for diffolving the Veftry of the Parifh of *Augufta*, in the County of *Augufta*.

Mr *Mercer* prefented to the Houfe, according to Order, a Bill declaring Slaves to be perfonal Eftate, and for other Purpofes therein mentioned; and the fame was received and read the firft Time.

Resolved, That the Bill be read a fecond Time.

Several Members, returned upon new Writs, having taken the Oaths appointed by Act of Parliament to be taken, inftead of the Oaths of Allegiance and Supremacy, and the Abjuration Oath, and repeated and fubfcribed the Teft, took their Seats in the Houfe.

Mr *Bland* reported, from the Committee of Propofitions and Grievances, that the Committee had had under their Confideration feveral Petitions, to them referred, and had come to feveral Refolutions thereupon, which the Committee had directed him to report to the Houfe; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Refolutions of the Committee were read, and are as followeth, *viz.*

Resolved

Resolved, That it is the Opinion of this Committee, that the Petition of several Freeholders, Merchants, and others, of the County of *Westmoreland*, and the adjacent Counties, praying that the Inspection of Tobacco at *Stratford* Landing may be discontinued, be rejected.

Resolved, That it is the Opinion of this Committee, that the Petition of several Freeholders, and Housekeepers, Inhabitants of the County of *Westmoreland*, praying that the said Inspection may be continued, is reasonable, provided the Proprietor of the said Warehouses will rebuild the same.

Resolved, That it is the Opinion of this Committee, that the Petition of *Thomas Sumner*, praying that a certain yearly Rent may hereafter be paid by the Public, for *Constance's* Warehouse in the County of *Nansemond*, in Lieu of eight Pence *per* Hoghead, be rejected.

Resolved, That it is the Opinion of this Committee, that the Petition of fundry Inhabitants of *Spotsylvania* County, praying that an Amendment be made to the Act declaring the Law concerning Executions, and for Relief of Insolvent Debtors, is reasonable.

The *first* Resolution of the Committee being read a second Time;

And the Question being put, that the House doth agree with the Committee in the said Resolution;

It passed in the Negative.

Resolved, That the Petition of several Freeholders, Merchants, and others of the County of *Westmoreland*, and the adjacent Counties, praying that the Inspection of Tobacco at *Stratford* Landing may be discontinued, is reasonable.

The *second* Resolution of the Committee being read a second Time;

And the Question being put, that the House doth agree with the Committee in the said Resolution;

It passed in the Negative.

Resolved, That the Petition of several Freeholders, and Housekeepers, Inhabitants, of the County of *Westmoreland*, praying that the Inspection of Tobacco at *Stratford* Landing may be continued, be rejected.

The subsequent *Resolutions* of the Committee being read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That it be an Instruction to the Committee of the whole House, to whom the Bill to continue and amend the Act, intituled *An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*, is committed, that they have Power to receive a Clause or Clauses for discontinuing the Inspection of Tobacco at *Stratford* Landing.

Ordered, That a Bill be brought in pursuant to the *fourth* Resolution of the Committee, and which hath been agreed to by the House, and that the said Committee do prepare and bring in the same.

Ordered, That Mr *Grymes* have Leave to be absent from the Service of this House, until *Wednesday* Sevenight.

The *Order* of the Day being read;

Resolved, That this House will, Tomorrow, resolve itself into a Committee of the whole House, upon the Bill to continue and amend the Act, intituled *An Act for amending the Staple of Tobacco, and preventing frauds in his Majesty's Customs*.

Mr *Bland* presented to the House according to Order, a Bill to make provision for the Support and Maintenance of Ideots, Lunatics, and other Persons of unsound Minds; and the same was received and read the first Time.

Resolved, That the Bill be read a second Time.

And then the House adjourned till Tomorrow Morning Eleven of the Clock.

Tuesday

¹ Hening, VIII, p. 69.

Tuesday, the 5th of June. 10 Geo. III. 1770.

A *Petition of John Henry* was presented to the House, and read; setting forth, that the Petitioner hath, at great Expence and Trouble, perfected a Map of this Colony, wherein the Bounds of the several Counties, the Water-Courfes, Rivers, and other remarkable Places, are distinguished, and marked out, by Means whereof he conceives that very considerable Advantages may be derived to the Public; and therefore praying that the same may be taken into Consideration by the House, and that so useful a Work may be encouraged, by allowing to him such a Sum of Money as may seem reasonable for reimbursing his Expence aforesaid.

And a *Motion* being made, and the Question being put, that the said Petition be referred to the Consideration of a Committee;

It passed in the Negative.

Resolved, That the said Petition be rejected.

A *Petition* of sundry Inhabitants of the County of *King William*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that the Inspection of Tobacco at *Walkerton* and *Waller's* is very convenient to the Petitioners, and not greatly expensive to the Public; and therefore praying that the said Inspection may be continued, and a Proposal, they are informed, will be made to the contrary, disagreed to.

Ordered, That the said Petition do lie upon the Table.

Mr Dudley Digges, reported from the Committee to whom the Bill to dock the Intail of Two Thousand Eight Hundred Acres of Land, in the County of *Brunswick*, whereof *Armistead Lightfoot* is seized in Fee Tail, and vesting the same in Trustees, for certain Purposes therein mentioned, was committed, that the Committee had examined the Allegations of the Bill, and found the same to be true; and that the Committee had gone through the Bill, and made several Amendments thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a second Time, one by one, and, upon the Question severally put thereupon, were agreed to by the House.

Ordered, That the Bill, with the Amendments, be engrossed.

A *Claim* of *Samuel Boufh*, Treasurer of *Norfolk* County, for sundry Sums of Money advanced, by Order of the Justices of peace of the said County, to *James Patrick*, *Robert Aiken*, and *William Honeycomb*, Mariners, detained in the County as Witnesses for the Crown against *David Ferguson*, Mariner, late Master of the *Snow Betsey*, who is now in the Public Gaol, accused of having murdered some of the *Snow's* Crew upon the High Seas, was presented to the House, and read.

Ordered, That the said Claim be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

The House being informed, that *Benjamin Grymes* desired Leave to withdraw the Petition on Behalf of himself and others, of the Parish of *Saint George*, in the County of *Spotsylvania*, praying that an Election of Vestrymen of the said Parish, made in Consequence of an Act of this present General Assembly, may yet be set aside, referred upon *Friday* last to the Consideration of the Committee for Religion.

Ordered, That the said Committee be discharged from proceeding upon the said Petition.

Ordered, That the said *Benjamin Grymes* have Leave to withdraw the said Petition. And the said *Petition* was withdrawn accordingly.

Ordered, That Leave be given to bring in a Bill to appoint Notaries Public; and that *Mr Bland* and *Mr Mercer* do prepare and bring in the same.

Mr Mercer presented to the House, according to Order, a Bill for reimbursing the Country

Country the Expence incurred by the Prosecution of Mr Walter Coles's Accufation against Mr Nathaniel Terry; the same was received, and read the first Time.

And a Motion was made, and the Question being put, that the Bill be read a second Time;

It passed in the Negative.

Resolved, That the Bill be rejected.

A Petition of several Persons, of the Parish of *Suffolk*, in the County of *Nansemond*, on the East Side of the River, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that some of the Petitioners were prevailed with by the Insinuations of the Minister of the said Parish, and his Adherents, to sign a Petition formally presented to this House, and referred to the Consideration of the Committee for Religion, for dividing the said Parish, or dissolving the Vestry thereof, and repealing so much of an Act of General Assembly, establishing a free Ferry over *Nansemond* River, as relates to all the Parishioners, except the Minister, and that the Petitioners have since found most of the Complaints against the said Vestry to be groundless, and the others of little Consequence, and believe the free Ferry over the said River to be a Grievance to the People; and therefore praying that the Act of General Assembly, 207 establishing the said free Ferry, may be wholly repealed, and that the said former Petition may be rejected.

Ordered, That the said Petition be referred to the Consideration of the Committee for Religion; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

The Order of the Day being read, for the House to resolve itself into a Committee of the whole House upon the Bill to continue and amend the Act, intituled *An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*;

Ordered, That it be an Instruction to the said Committee, that they have Power to receive a Clause or Clauses for discontinuing the Inspection of Tobacco at *Guilford*, in the County of *Accomack*, and establishing an Inspection at *Finley's Point*, on *Hunting Creek*.

Ordered, That it be an Instruction to the said Committee, that they have Power to receive a Clause or Clauses for establishing another Inspection of Tobacco on the Lots of *Robert Bolling*, which he lately purchased of *Patrick Ramsay*, in the Town of *Blandford*.

Ordered, That the Petition of sundry Inhabitants of the County of *King William*, for continuing the Inspection of Tobacco at *Walkerton* and *Waller's*, this Day presented to the House, and ordered to lie upon the Table, be referred to the said Committee.

Then the House resolved itself into the said Committee.

Mr Speaker left the Chair.

Mr Bland took the Chair of the Committee.

Mr Speaker resumed the Chair.

Mr Bland reported from the Committee, that they had made a Progress in the Bill; and that he was directed by the Committee to move, that they may have Leave to sit again.

Resolved, That this House will, Tomorrow, resolve itself into a Committee of the whole House, to consider further of the said Bill.

The other Order of the Day being read;

Resolved, That this House will, upon *Friday* next, resolve itself into a Committee of the whole House, to consider further of the Bill to explain and amend one Act of Assembly, made in the fourth Year of the Reign of Queen *Anne*, intituled *An Act for regulating the Election of Burgeffes, for settling their Privileges, and for ascertaining their Allowances*; and also one other Act made in the tenth Year of the Reign of King *George* the Second, intituled *An Act to declare who shall have a Right to vote in the Election of Burgeffes to serve in the General Assembly for Counties, and for preventing fraudulent Conveyances, in order to multiply Votes at such Elections*.

And then the House adjourned till Tomorrow Morning Eleven of the Clock.

Wednesday

¹ Hening, VIII, p. 69

² Ibid, III, p. 236.

³ Ibid, IV, p. 475.

Wednesday, the 6th of June, 10 Geo. III. 1770.

A Petition of the Hon. *John Tayloe*, Esq; was presented to the House, and read; setting forth, that the Petitioner's Negro Man Slave named *Toby*, who, on the 19th Day of *January* last, was convicted of Hog-stealing by *King George* County Court, and whipped and pilloried, by the Inclemency of the Weather, whilst he remained in Gaol, before his Trial, was so severely Frost-bitten, that he died by Means thereof; and therefore praying the House to make the Petitioner such Allowance for the said Slave as may seem just.

Ordered, That the said Petition be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Mr Archibald Cary reported, from the Committee of Public Claims, that the Committee had had under their Consideration several Petitions, to them referred, and had come to several Resolutions thereupon, which the Committee had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table, where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the Petition of *James Ford*, late a Soldier in the Service of the Colony, under the Command of Col. *George Washington*, is reasonable; and that he ought to be allowed the Sum of Five Pounds for his present Relief, and the further Sum of Five Pounds *per Annum*, during his Life, in Consideration of the Wound he received at the Battle of the *Meadows*, and of his being thereby rendered incapable of getting a necessary Subsistence.

Resolved, That it is the Opinion of this Committee, that the Petition of *Nathan Chapman*, late A Soldier in the Service of the Colony, under the Command of Col. *George Washington*, is reasonable; and that he ought to be allowed the Sum of Five Pounds for his present Relief, and the further Sum of Five Pounds *per Annum*, during his Life, in Consideration of the Wound he received at the Battle of the *Meadows*, and of his being thereby rendered incapable of getting a necessary Subsistence.

Resolved, That it is the Opinion of this Committee, that the Petition of *John Ballantine*, to be paid for transporting Forty-four Recruits from *Mattox* to *Alexandria*, on *Potowmack* River, and furnishing Provisions for them, is reasonable; and that he ought to be allowed the Sum of 18 *l.* 10 *s.* for the same.

Resolved, That it is the Opinion of this Committee, that the Petition of *Nicholas Alley* to be paid for Provisions furnished the Militia of *Prince Edward* County, in the Year 1757, is reasonable; and that he ought to be allowed 3 *l.* 9 *s.* 9 *d.*, for the same.

The said Resolutions being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That *Mr Riddick* have Leave to be absent from the Service of this House until this Day Sevenight.

An engrossed *Bill* for altering the Court Day of *Middlesex* County, was read a third time.

And a *Motion* was made, and the Question being put, that the *Bill* do pass; It passed in the Negative.

Resolved, That the *Bill* be rejected.

Ordered, That it be an Instruction to the Committee for Courts of Justice to whom the *Bill* for altering the Court Day of the County of *Culpeper* is committed, that they have Power to receive a Clause or Clauses for altering the Court Day of the County of *Middlesex* to the fourth *Monday* in every Month.

A Petition of *Jesse Ewell*, Proprietor of the public Warehouses for Inspection of Tobacco, at *Dumfries*, in the County of *Prince William*, was presented to the House, and read; setting forth, that by Order of the said County Court, at several Times, four Houses have been directed to be built at the said Inspection, the Expence whereof, and of keeping them in Repair, the Rents allowed by Law are not sufficient to defray, and

and make the Proprietor a reasonable Satisfaction for his Land; and therefore praying to be relieved, and that the Rents of the said warehouses may be raised to One Shilling *per* Hoghead.

Ordered, That the said petition be referred to the Consideration of the Committee of propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House. 209

Ordered, That it be an Instruction to the Committee for Courts of Justice, to whom the Bill for altering the Court Day of the County of *Culpeper* is committed, that they have Power to receive a Clause or Clauses for altering the Court Day of the County of *Spotsylvania* to the third *Thursday* in every Month.

A Bill to continue and amend an Act, intituled *An Act for allowing Fairs to be kept in the Town of Frederickburg*, was read a second Time.

Resolved, That the Bill be committed to the Committee for Courts of Justice.

A Claim of *Joshua Powell*, for his Pay as an Ensign, under the Command of Capt. *John Dickerson*, at a Fort on *Smith's River*, and as a Carpenter, under the Command of Capt. *Joseph Terry*, at the Building of *Black Water Fort*, in the Year 1759, was presented to the House, and read.

Ordered, That the said Claim be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A Claim of *George Boyd*, for Work done on Fort *Mayo*, under the Command of Capt. *Samuel Harris*, was presented to the House, and read.

Ordered, That the said Claim be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Ordered, That the Gentlemen who are appointed to examine the Treasurer's Accounts do examine the Account of *Jacob Hite*, of public Tobacco levied in the County of *Fredrick*, in the Year 1765, and report the same, as it shall appear to them, with their Opinion thereupon, to the House.

A Claim of *Joseph Kidd*, for gilding and painting the Weathercock, and Dial Plates and Hands of the *Capitol*, was presented to the House, and read.

Ordered, That the said Claim be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A Petition of *William Aylett*, Proprietor of the Tobacco Warehouses called *Aylett's*, on *Mattapony River*, in the County of *King William*, was presented to the House, and read; setting forth, that the Storage for Tobacco of Eight Pence per Hoghead is not sufficient to reimburse the Expences of building and repairing the Warehouses, with Interest; and therefore praying that the Rate of Storage may be increased, or else that the Petitioner may deliver up his said Warehouses to the Public, and that the Value thereof may be paid to him.

Ordered, That the said Petition be referred to the Committee of the whole House to whom the Bill to continue and amend the Act, intituled *An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*, is committed.

Mr *Dixon* reported, from the Committee, to whom the Bill to dock the Intail of Five Hundred and Fifty Acres of Land, in the County of *Gloucester*, whereof *Sarah*, the Wife of *John Rootes*, Gentlemen, is seized, and for vesting the same in Trustees for the Purposes therein mentioned, was committed, that the Committee had examined the Allegations of the Bill, and found the same to be true; and that the Committee had gone through the Bill, and made several Amendments thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a second Time, one by one, and upon the Question severally put thereupon, were agreed to by the House. 210

Ordered, That the Bill, with the Amendments, be ingrossed.

Mr

¹ Hening, V. p. 82.

² Ibid, VIII. p. 69.

M^r *Richard Baker* reported from the Committee, to whom the Bill to suspend the Execution of an Act, intituled *An Act to amend an Act, intituled an Act for the Inspection of Pork, Beef, Flour, Tar, Pitch, and Turpentine*, was committed, that the Committee had gone through the Bill, and made an Amendment thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendment, in at the Clerk's Table; where the Amendment was twice read, and, upon the Question put thereupon, was agreed to by the House.

Ordered, That the Bill, with the Amendment, be ingrossed.

Ordered, That Leave be given to bring in a Bill for the better Administration of Justice in the County Courts; and that M^r *Richard Henry Lee*, M^r *Archibald Cary*, M^r *Bland*, M^r *Riddick*, M^r *Edmund Pendleton*, M^r *Treasurer*, M^r *Blair*, M^r *Mercer*, M^r *Henry*, M^r *Jones*, M^r *Carrington*, and M^r *Richard Baker*, do prepare and bring in the same.

A Petition of several Persons of the County of *Effex*, *King & Queen*, and *Caroline*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that the Place called *Southern's* or *Layton's*, on *Rappahannock* River, in the said County of *Effex*, is commodious for a Town, and convenient to Trade; and therefore praying that a Town may be established at the Place aforesaid, on the Land of *Thomas Ley*, who is consenting thereto, under the same Regulations, and with the like Immunities as other Towns.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

The Order of the Day being read, for the House to resolve itself into a Committee of the whole House to consider further of the present State of the Colony.

Resolved, That this House will, upon this Day Seventight, resolve itself into the said Committee.

Ordered, That the Chaplain to this House do attend to read Prayers in the House, every Morning at Seven of the Clock.

Ordered, That a Message to sent to the Council, to acquaint them that the Chaplain will attend to read Prayers in the House, every Morning at Seven of the Clock.

Ordered, That M^r *Robert Wormeley Carter* do carry the said Message.

The other Order of the Day being read;

The House resolved itself into a Committee of the whole House, to consider further of the Bill, to continue and amend the Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs.

M^r *Speaker* left the Chair.

M^r *Bland* took the Chair of the Committee.

M^r *Speaker* resumed the Chair.

M^r *Bland* reported from the Committee, that they had made a further progress in the Bill; and that he was directed by the Committee to move that they may have leave to sit again.

Resolved, That this House will, Tomorrow, resolve itself into a Committee of the whole House, to consider further of the said Bill.

Ordered, That M^r *Roane*, returned upon a new Writ, be added to the Committees of Propositions and Grievances, and of Public Claims.

A Petition of *John Wormerly* was presented to the House, and read; setting forth, that he is seized, in Fee Tail, of about Six Hundred Acres of Land, lying in the Parish of *Yorkhampton*, in the County of *York*, under the Will of his Mother *Elizabeth Wormeley* deceased, which it would be greatly for the Advantage of his Family if he was allowed to sell; and that *William Tayloe*, late of the County of *Lancaster*, Gentleman, deceased, had devised Eight Hundred Acres of Land, in the said County of *Lancaster*, to *William Digges*, Gentleman, who had married the Petitioner's Daughter, for Payment of a Debt, and the Petitioner having undertaken to pay the said Debt, the said *William Digges*, for that Consideration, had agreed to convey the said Land in *Lancaster* to the Petitioner

and

and therefore praying that an Act may pass to dock the Intail of the said Lands in the County of *York*, and to settle the said Land in the County of *Lancaster*, in Lieu thereof.

Ordered, That Leave be given to bring in a Bill, pursuant to the Prayer of the said Petition: And that M^r *Dudley Digges* do prepare and bring in the same.

M^r *Treasurer* reported from the Committee for Religion, that the Committee had had under their Consideration several Petitions to them referred, and had come to several Resolutions thereupon, which the Committee had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that so much of the petition of fundry Inhabitants of *Suffolk* Parish, in the County of *Nanfemond*, on the East Side of the River, as prays that the said Parish may be divided, be rejected.

Resolved, That it is the Opinion of this Committee, that so much of the Petition of fundry Inhabitants of the said Parish, in Opposition thereto, as relates to the said Division, is reasonable.

Resolved, That it is the Opinion of this Committee, that so much of the said Petition, setting forth, that the Vestry and Churchwardens of the said Parish had mismanaged and misapplied certain charitable Donations given to the said Parish, and praying that the said Vestry may be dissolved, be rejected.

Resolved, That it is the Opinion of this Committee, that the said Vestry have with Honour fully acquitted themselves of every Article of Charge contained in the said Petition.

Resolved, therefore, That it is the Opinion of this Committee, that so much of the Petition, in Opposition thereto, as prays that the said Vestry may not be dissolved, is reasonable.

Resolved, That it is the Opinion of this Committee, that so much of the said Petition as prays that the Act of Assembly for establishing a free Ferry over *Nanfemond* River, may be repealed, so far as it relates to all the Parishioners, except the Minister, is reasonable.

Resolved, That it is the Opinion of this Committee, that so much of the said Petition, in Opposition thereto, as prays that the said Act of Assembly may be wholly repealed, be rejected.

Resolved, That it is the Opinion of this Committee, that the Petition of fundry Inhabitants of *Hungars* Parish, in the County of *Northampton*, praying that the Vestry of the said Parish may be dissolved, is reasonable.

The said *Resolutions* being severally read a second Time, were, upon the Question ²¹² severally put thereupon, agreed to by the House.

Ordered, That it be an Instruction to the Committee of Propositions and Grievances, who are appointed to prepare and bring in a Bill pursuant to the fourth Resolution of the said Committee, which was agreed to by the House, upon *Monday* the thirteenth Day of *November* last, that they have Power to receive a Clause or Clauses, pursuant to the sixth Resolution of the Committee for Religion, which hath been this day agreed to by the House.

Ordered, That it be an Instruction to the Gentlemen who are appointed to prepare and bring in a Bill for the better regulating the Election of Vestries, that they have Power to receive a Clause or Clauses, pursuant to the eighth Resolution of the Committee, for Religion, which hath been this Day agreed to by the House.

Ordered, That the Committee for Religion to state an Account of the Expences of traveling and Attendance of the Witnesses who were examined before the said Committee touching the Matters set forth and complained of in the Petition of fundry Inhabitants of *Suffolk* Parish, in the County of *Nanfemond*, on the East Side of the River, and report the same, with the Opinion of the said Committee, who ought to be charged with the said Expences, to the House.

And then the House adjourned till To-morrow Morning Eleven of the Clock.

Thursday

Thursday, the 7th of June, 10 Geo. III. 1770.

A *Petition of Joseph Saunders* was presented to the House, and read; setting forth, that in the Year 1759, the Petitioner's Son, with several other young Men in the same Neighborhood, enlisted in the Service of the Country, and the petitioner let them have an Horse, worth Ten Pounds, to carry their Luggage, on being promised the said Horse should be sent back from *Winchester*; but that the said Horse was not returned, having been lost, as the Petitioner believes, with his said Son in the Service; and that the Petitioner would have applied before for Reparation of his Loss, but he was informed such Claims were not allowed, which Information he now understands not to have been true; and therefore praying the House to make him Satisfaction for his said Horse.

Ordered, That the said Petition be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

An engrossed *Bill* to vest certain intailed Lands, whereof *Charles Lewis*, Gentleman, is seized, in *John Lewis*, Gentleman, in Fee Simple, and settle other Lands to the same Uses, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act to vest certain intailed Lands, whereof Charles Lewis, Gentleman, is seized, in John Lewis, Gentleman, in Fee Simple, and settle other Lands to the same Uses.*

Ordered, That Mr *Edmund Pendleton* do carry the Bill to the Council, and desire their Concurrence.

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The *Order* of the Day being read, for the House to resolve itself into a Committee of the whole House to consider further of the Bill to continue and amend the Act, intituled *An Act for amending the Staple of Tobacco, and preventing frauds in his Majesty's Customs*;

Resolved, That this House will, upon *Wednesday* next, resolve itself into a Committee of the whole House, to consider further of the said Bill.

A *Petition* of *John Armistead* and *William Armistead*, Gentlemen, was presented to the House, and read; setting forth, that their late Father *William Armistead*, Esq; by his Will devised all his Lands in the Counties of *Gloucester* and *Middlesex*, and Seventy Slaves to the said Petitioner *William*, and the Heirs of his Body, and Six Thousand Acres of Land in the County of *Prince William*, with several Slaves thereon, to the said Petitioner *John*, and the Heirs of his Body; that the Petitioners coming to full Age could not take Possession of their Estates, before they engaged to pay about Seventeen Hundred Pounds each, for their Proportions of large Debts due from their said Father; that they have no Means to pay the said Money, without selling their Slaves, whereby their Lands would be unprofitable, and they would be unable to make Provision for their younger Children; and that they conceive it will be for the Advantage of their respective Families, by selling Part of their intailed Lands for Payment of their Proportions of the said Debts, to preserve their Slaves; and therefore praying that an Act may pass, to dock the Intail of Two Thousand Seven Hundred and Forty Acres of Land, whereof the Petitioner, *William*, is seized, in the County of *Middlesex*, and of Two Thousand Acres, Part of the said Land devised to the petitioner *John*, in the County of *Prince William*.

Ordered, That Leave be given to bring in a Bill, pursuant to the Prayer of the said Petition; and that Mr *Edmund Pendleton* do prepare and bring in the same.

Ordered, That this House be called over upon *Wednesday* next.

Several *Petitions* of sundry Inhabitants of the County of *Loudoun*, whose Names are thereunto subscribed, were presented to the House, and read; taking Notice of the Petition presented to the House for dividing the Parish of *Cameron*, in the said County; and setting forth, that such a Division is unnecessary and would be grievous, and burthensome

¹ Hening, VIII, p. 478.

² Ibid, VIII, p. 69.

enfome, and that the terms propofed by the faid Petition are unequal and unjuft; and therefore praying that the faid Divifion may not take Place.

Ordered, That the faid petition be referred to the Confideration of the Committee for Religion; and that they do examine the Matter thereof, and report the fame, with their Opinion thereupon, to the Houfe.

Mr *Pendleton* prefented to the Houfe, according to Order, a Bill to veft certain intailed Lands therein mentioned in *George Brooke*, Gentleman, in Fee Simple, and for fettling other Lands, of greater Value, in Lieu thereof; and the fame was received, and read the firft Time.

Resolved, That the Bill be read a fecond Time.

Ordered, That Mr *Poythrefs* have Leave to be abfent from the Service of this Houfe till *Wednesday* next.

A *Petition* of *David Barton*, was prefented to the Houfe, and read; fetting forth, that the Petitioner having difcovered a Remedy for Cancers is willing to Communicate it to the Public; and therefore praying the Houfe to grant him an adequate Reward.

Ordered, That the faid petition be referred to the Confideration of the Committee of Propofitions and Grievances; and that they do examine the Matter thereof, and report the fame, with their Opinion thereupon, to the Houfe. 214

Ordered, That Mr *Richard Baker* have Leave to be abfent from the Service of this Houfe till *Saturday* Sevenight.

Mr *Edmund Pendleton* prefented to the Houfe, according to Order, a Bill to veft certain intailed Lands, whereof *Samuel Meredith* is feized, in Truftees, to be fold for the Purpofes therein mentioned; and the fame was received, and read the firft Time.

Resolved, That the Bill be read a fecond Time.

An engroffed *Bill* to dock the intail of certain Lands and Slaves, whereof *John Page*, Efq; is feized, and for fettling other Lands, of greater Value, to the fame Ufes, was read the third Time.

Resolved, That the Bill do pafs; and that the Title be, *An Act to dock the intail of certain Lands and Slaves, whereof John Page, Efq; is feized, and for fettling other Lands, of greater Value to the fame Ufes.*

Ordered, That Mr *Edmund Pendleton* do carry the Bill to the Council, and defire their Concurrence.

Ordered, That Mr *Efkridge* have Leave to be abfent from the Service of this Houfe till *Thursday* next.

The other *Order* of the Day being read;

Resolved, That this Houfe will, upon this Day Sevenight, refolve itfelf into a Committee of the whole Houfe upon the Bill to continue and amend the Act for better regulating and difciplining the Militia.

A *Meffage* from the Council by Mr *Hubard*:

Mr *Speaker*,

The Council do not infift upon the Amendment made by them to the Bill, intituled An Act¹ for clearing a Road from Payne's Run, in the County of Augufta, to Thurmond's in the County of Albemarle; to which the Houfe have difagreed: And alfo,

The Council have agreed to the Bill, intituled An Act² to amend an Act paffed in the former Part of this Seflion of Affembly, for reimburfing the Counties of Hanover and King William, the Expence of clearing Pamunkey River: And alfo,

The Council have agreed to the Bill, intituled, An Act³ to explain and amend an Act of this prefent Seflion of Affembly, intituled An Act to divide the Parifh of Hamilton, in the Counties of Fauquier and Prince William: And alfo,

The Council have agreed to the Bill, intituled An Act⁴ to dock the intail of Four Thoufand Acres of Land, in the County of Isle of Wight, whereof James Burwell is feized in Fee

¹ Hening, VIII, p. 445.

² Not recorded as a law.

³ Hening, VIII, p. 407.

⁴ Ibid, VIII, p. 428.

⁵ Ibid, VIII, p. 481.

Fee Tail, and for vesting the same in Trustees in Fee Simple, *for certain purposes therein mentioned.*

And then the Messenger withdrew.

Mr *Edmund Pendleton* presented to the House, according to Order, a Bill to vest certain intailed Lands, whereof *William Armistead* and *John Armistead*, Gentlemen, are seized, in Trustees, to be sold for Payment of the Debts due from the Estate of their Father; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

And engrossed *Bill* to vest certain intailed Lands and Slaves, therein mentioned, in *Nathaniel Littleton Savage*, Gentleman, in Fee Simple, and to settle other Lands in Lieu thereof, was read the third Time.

²¹⁵ *Resolved*, That the Bill do pass; and that the Title be, *An Act to vest certain intailed Lands and Slaves therein mentioned, in Nathaniel Littleton Savage, Gentleman, in Fee Simple, and to settle other Lands in Lieu thereof.*

Ordered, That Mr *Eyre* do carry the Bill to the Council, and desire their Concurrence.

Mr *Edmund Pendleton* reported from the Committee, to whom the Bill to empower certain Trustees to lease the Lands of the *Pamunkey Indians*, and for other purposes therein mentioned, was committed, that the Committee had gone through the Bill, and made an Amendment thereunto, which they had directed him to report to the House; and he read the report in his Place, and afterwards delivered the Bill, with the Amendment, in at the Clerk's Table; where the Amendment was twice read, and, upon the Question put thereupon, was agreed to by the House.

Ordered, That the Bill, with the Amendment, be engrossed.

Ordered, That a Message be sent to the Council, to desire they will expedite the Passage of a Bill, intituled *An Act to dock the intail of certain Lands, whereof Daniel M'Carty is seized, and for settling other Lands and Slaves to the same Uses.*

Ordered, That Mr *Edmund Pendleton* and Mr *Washington* do carry the said Message.

Mr *Bland* presented to the House, according to Order, a Bill for adding Part of the City of *Williamsburg* to *James City County*, and for other Purposes therein mentioned; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Mr *Bland* reported, from the Committee of Propositions and Grievances, to whom the Bill for better regulating the Collection of Public, County, and Parish Levies, was committed, that the Committee had gone through the Bill, and made an Amendment thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendment, in at the Clerk's Table;

And the House being informed, that some other Amendments are necessary to be made to the said Bill,

Ordered, That the said Bill be re-committed.

Ordered, That the said Bill be re-committed to the Committee, to whom the same was committed.

Mr *Richard Baker* presented to the House, according to Order, a Bill to dock the intail of certain Lands, whereof *Robert Burwell*, Esq; is seized in Tail Male, and for settling other Lands, of greater Value, to the same Uses; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

An engrossed *Bill* to vest certain Lands, whereof *Bernard Moore*, Esq; is seized in Fee Tail, in Trustees to be sold, and the Money laid out in the Purchase of other Lands and Slaves, to be settled to the same Uses, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act to vest certain Lands whereof Bernard Moore, Esq; is seized in Fee Tail, in Trustees to be sold, and the Money laid out in the Purchase of other Lands and Slaves, to be settled to the same Uses.*

Ordered

¹ Hening, VIII, p. 468.

² Not recorded as a law.

³ Hening, VII, p. 476.

Ordered, That M^r Richard Henry Lee do carry the Bill to the Council, and desire ²¹⁶ their Concurrence.

And then the House adjourned till Tomorrow Morning Eleven of the Clock.

Friday. the 8th of June. 10 Geo. III. 1770.

M^r Bland reported, from the Committee of Propositions and Grievances, to whom the Bill for better regulating the Collection of Public, County, and Parish Levies, was re-committed, that the Committee had made another Amendment to the Bill, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were read.

A Message from the Council by M^r Hubard;

M^r Speaker,

The Council's Answer to the Message of your House to expedite the Passage of a Bill, intituled An Act to dock the Intail of certain Lands, whereof Daniel M'Carty is seized, and for settling other Lands and Slaves to the same Uses, is (without taking Notice of the Novelty and unusual Terms of such a Message) that they have exercised that Right which the Constitution has vested in them of rejecting the said Bill, and it is accordingly rejected.

And then the Messenger withdrew.

Then the Amendments made by the Committee of Propositions and Grievances to the Bill for better regulating the Collection of Public, County, and Parish Levies, were severally read a second Time, and, upon the Question severally put thereupon, were, with Amendments to one of them, agreed to by the House.

Ordered, That the Bill, with the Amendments, be ingrossed.

Ordered, That M^r Wilson Miles Cary have Leave to be absent from the Service of this House till Thursday next.

M^r Richard Henry Lee reported, from the Committee of Courts of Justice, to whom the Bill for altering the Court Day of the County of Culpeper was committed, that the Committee had gone through the Bill, and made several Amendments thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a second Time, one by one, and, Upon the Question severally put thereupon, were agreed to by the House.

Ordered, That the Bill, with the Amendments, be ingrossed.

Ordered, That M^r Newton have Leave to be absent from the Service of this House till Friday next.

A Message from the Council by M^r Hubard;

M^r Speaker,

The Council have agreed to the Bill, intituled An Act¹ to vest certain Lands, whereof Bernard Moore, Esq; is seized in Fee Tail, in Trustees, to be sold, and the Money laid out in the Purchase of other Lands and Slaves, to be settled to the same Uses, without any Amendment; And also,

The Council have agreed to the Bill, intituled An Act² to vest certain intailed Lands, whereof Charles Lewis, Gentleman, is seized in John Lewis, Gentleman, in Fee Simple, and settle other Lands to the same Uses, without any Amendment; And also,

The Council have agreed to the Bill, intituled An Act³ to vest certain intailed Lands and

¹ Hening, VIII, p. 476.

² Ibid, VIII, p. 478.

³ Ibid, VIII, p. 468.

and Slaves, therein mentioned, in *Nathaniel Littleton Savage*, Gentleman, in Fee Simple, and to settle other Lands, in Lieu thereof, *without any Amendment*.

And then the Messenger withdrew.

Mr *Edmund Pendleton* presented to the House, according to Order, a Bill to compel Persons to find Security for Payment of Cofts in certain Cafes; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

The *Order* of the Day being read;

The House resolved itself into a Committee of the whole House, to consider further of the Bill to explain and amend one Act of Assembly, made in the 4th Year of the Reign of Queen *Anne*, intituled *An Act for regulating the Election of Burgeffes, for settling their Privileges, and for ascertaining their Allowances*; and also one other Act made in the 10th Year of the Reign of King *George II.* intituled *An Act to declare who shall have a Right to Vote in the Election of Burgeffes, to serve in the General Assembly for Counties, and for preventing fraudulent Conveyances, in Order to multiply Votes at such Elections.*

Mr *Speaker* left the Chair.

Mr *Bland* took the Chair of the Committee.

Mr *Speaker* resumed the Chair.

Mr *Bland* reported, from the Committee, that they had gone through the Bill, and made several Amendments thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a second Time, one by one, and, upon the Question severally put thereupon, several of them were disagreed to, and the rest were agreed to by the House.

Ordered, That the Bill, with the Amendments, be ingrossed.

And then the House adjourned till Tomorrow Morning Eleven of the Clock.

Saturday. the 9th of June. 10 Geo. III. 1770.

AN ingrossed *Bill* to vest certain Lands in *David Meade*, in Fee Simple, whereof the said *David* and *Sarah* his wife are seized, in Right of the said *Sarah*, in Fee Tail, and for settling other Lands, in Lieu thereof, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act to vest certain Lands in David Meade, in Fee Simple, whereof the said David and Sarah, his Wife are seized, in Right of the said Sarah, in Fee Tail, and for settling other Lands, in Lieu thereof.*

Ordered, That Mr *Blair* do carry the Bill to the Council, and desire their Concurrence.

A Message from the Council by Mr *Hubard*;

213 Mr *Speaker*,

The Council have agreed to the Bill, intituled An Act to vest certain intailed Lands, therein mentioned, in Charles Carter, and for settling other Lands to the same Uses, with some Amendments; to which Amendments the Council desire the Concurrence of this House.

And then the Messenger withdrew.

The House proceeded to take the said Amendments into Consideration.

And the said Amendments were read, and are as followeth, *viz.*

Line 7. Leave out '*containing Two Thousand Acres, under the Description of*' and insert '*being*' instead thereof.

Line 9. After '*Creek*' insert '*which Moiety or half Part is to be divided and laid off, according to the Direction of the Will of the said Robert Carter.*'

Line 19. Leave out '*one fourth Part of.*'

Line

¹ Hening, III, p. 236.

² Ibid, IV, p. 475.

³ Ibid, VIII, p. 470.

⁴ Ibid, VIII, p. 464.

Line 20, 21. Leave out 'of Twenty Thousand Acres, then in Prince William, but now in the Parish of Cameron, and the County of Loudoun, commonly called and known by the Name of the Mine-Tract.'

Line 30. Leave out 'Loudoun.'

Line 51. Leave out 'Loudoun.'

Line 61. Leave out 'Loudoun.'

Line 70. Leave out 'Loudoun.'

The said Amendments being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That Mr Richard Henry Lee do carry the Bill to the Council, and acquaint them that this House hath agreed to the Amendments made by them.

An engrossed Bill to dock the Intail of Two Thousand Eight Hundred Acres of Land, in the County of Brunswick, whereof Armistead Lightfoot is seized in Fee Tail, and vesting the same in Trustees, for certain Purposes therein mentioned, was read the third Time.

Resolved, That the Bill do pass; and that the Title be *An Act to dock the Intail of Two Thousand Eight Hundred Acres of Land, in the County of Brunswick, whereof Armistead Lightfoot is seized in Fee Tail, and vesting the same in Trustees, to be sold, for certain Purposes therein mentioned.*

Ordered, That Mr Nelson do carry the Bill to the Council, and desire their Concurrence.

Ordered, That Mr Stark have Leave to be absent from the Service of this House till this Day Sevenight.

A Petition of John Doncastle was presented to the House, and read; setting forth, that the petitioner long since paid Two Hundred and Fifty-nine Pounds and Eighteen Shillings, for the Hire of Two Waggons, employed 226 Days, in the Service of this Colony, for which he never received Satisfaction, having been prevented from an earlier Application to the House; and therefore praying Relief.

Ordered, That the said Petition be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

An engrossed Bill to suspend the Execution of an Act, intituled, *An Act to amend an Act, intituled An Act for the Inspection of Pork, Beef, Flour, Tar, Pitch and Turpentine*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act to suspend the Execution of an Act, intituled, an Act, to amend an Act, intituled an Act for the Inspection of Pork, Beef, Flour, Tar, Pitch and Turpentine.*

Ordered, That Mr Riddick do carry the Bill to the Council, and desire their Concurrence. 219

An engrossed Bill to dock the Intail of Five Hundred and Fifty Acres of Land, in the County of Gloucester, whereof Sarah the Wife of John Rootes, Gentleman, is seized, and for vesting the same in Trustees, for the Purposes therein mentioned was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act to dock the Intail of Five Hundred and Fifty Acres of Land, in the County of Gloucester, whereof Sarah the Wife of John Rootes, Gentleman, is seized, and for vesting the same in Trustees, for the Purposes therein mentioned.*

Ordered, That Mr Dixon do carry the Bill to the Council, and desire their Concurrence.

Mr Treasurer reported, from the Committee for Religion, that the Committee had had under their Consideration several Petitions, to them referred, and had come to several Resolutions thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, viz.

Resolved, That it is the Opinion of this Committee, that the petition of fundry Inhabitants

¹ Hening, VIII. p. 457.

² Ibid, VIII. p. 351.

³ Ibid, VIII. p. 366.

⁴ Ibid, VIII. p. 483

habitants of the Parish of *Dale*, in the County of *Chesterfield*, praying a Division of the said Parish into two distinct Parishes, be rejected.

Resolved, That it is the Opinion of this Committee, that the Petitions of fundry Inhabitants of the said Parish, in Opposition thereto, praying that the said Parish may not be divided, is reasonable.

Resolved, That it is the Opinion of this Committee, that the petition of fundry Inhabitants of the Parish of *Frederick*, in the County of *Frederick*, praying a Division of the said Parish, into three separate and distinct Parishes, is reasonable.

The said *Resolutions* being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That a Bill be brought in pursuant to the last of the said Resolutions; and that the Committee for Religion do prepare and bring in the same.

Mr *Treasurer* presented to the House, according to Order, a Bill to empower the Vestry of *Bristol* Parish, in the Counties of *Dinwiddie* and *Prince George*, to sell their Glebe: And the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Mr *Treasurer* reported, from the Committee of Propositions and Grievances, to whom the Petition of divers Inhabitants of *Augusta* County, praying that Part of the said County of *Augusta* may be added to the County of *Hampshire* was referred, that the Committee had examined the Matter of the said petition, and come to a Resolution thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolution of the Committee was read, and is as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the said Petition is reasonable.

Ordered, That a Bill be brought in pursuant to the said Resolution; and that the Committee of Propositions and Grievances do prepare and bring in the same.

Mr *Eyre* reported from the Committee of Trade, to whom the Bill for encouraging the making of Hemp was committed, that the Committee had gone through the Bill, and made an Amendment thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendment, in at the Clerk's Table; where the Amendment was twice read, and, upon the Question put thereupon, was agreed to by the House.

Ordered, That the Bill, with the Amendment, be ingrossed.

Mr *Eyre*, presented to the House, according to Order, a Bill for the Inspection of Hemp: And the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Mr *Archibald Cary* presented to the House, according to Order, a Bill for establishing a Town at *Rocky Ridge*, in the County of *Chesterfield*, and for adding certain Lots to the town of *Richmond*, in the County of *Henrico*: And the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

A *Petition* of fundry Inhabitants of the Town of *Tappahannock*, in the County of *Effex*, whose Names are thereunto subscribed, was presented to the House and read; setting forth, that Wooden Chimnies in the said Town are dangerous; and therefore, praying that an Act may pass for demolishing Wooden Chimnies already built in the said Town, and prohibiting the building of others therein for the future.

Ordered, That the said petition be referred to the Consideration of the Committee of propositions and Grievances; and that they do examine the matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition* of *James Roscow*, Gentleman, was presented to the House, and read; setting forth, that the petitioner is seized in Fee Tail, under the Wills of his Ancestors, of about Two Thousand and Two Hundred Acres of Land, in two Tracts, called *Blunt Point* and *Stanley Hundred*, and is seized of the Reversion of the said Lands in Fee, expectant upon his dying without Issue; and that he is considerably indebted, and now
under

under Confinement, from which he cannot discharge himself without disposing of his Interest in the said Lands (All the property he hath left) which must be sold for less than the Value, by Reason of the Possibility of his having Issue; and therefore praying that an Act may pass to dock the Intail of the said Lands.

Ordered, That Leave be given to bring in a Bill, pursuant to the Prayer of the said Petition: And that Mr *Archibald Cary* do prepare and bring in the same.

An engrossed *Bill* to impower certain Trustees to lease the Lands of the *Pamunkey Indians*, and for other Purposes therein mentioned, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act to appoint Trustees in the Room of those who are dead, for the Pamunkey Indians, and with further Power to hear and determine Controversies among them.*

Ordered, That Mr *Treasurer* do carry the Bill to the Council, and desire their Concurrence.

A *Petition* of *Richard Johnson*, Gentleman, was presented to the House, and read; setting forth, that the Petitioner formerly sold and conveyed One Thousand Acres of Land or thereabouts, in the County of *King & Queen*, and One Hundred Acres of Land, in the County of *King William*, whereof he was seized, by the Will of his Father, in Fee Tail, to *John Robinson*, Esq; deceased, and is willing to confirm the Title of the said Lands to the Persons who afterwards purchased the same from the said *John Robinson*; and therefore praying that an Act may pass to dock the Intail of the said Lands, and to settle to the same Uses Four Hundred Acres of Land in the County of *Louisa*, with Slaves thereunto annexed, which the Petitioner had conveyed to the said *John Robinson*, as a Counter Security for the Warranty of the Title of the other Lands sold to him.

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Ordered, That Leave be given to bring in a Bill pursuant to the Prayer of the said petition; and that Mr *Archibald Cary* do prepare and bring in the same.

A *Bill* to amend the Act, intituled *An Act for the better securing the Payment of Levies, and Restraint of Vagrants, and for making Provision for the Poor*, was read a second Time.

Resolved, That the Bill be committed.

Resolved, That the Bill be committed to a Committee of the whole House.

Resolved, That this House will, upon *Tuesday* next, resolve itself into a Committee of the whole House, upon the said Bill.

An ingrossed *Bill* to explain and amend one Act of Assembly, made in the 4th Year of the Reign of *Queen Anne*, intituled *An Act for regulating the Election of Burgesses, for settling their Privileges, and for ascertaining their Allowances*; and also one other Act made in the 10th Year of the Reign of *King George II.* intituled *An Act to declare who shall have a Right to Vote in the Election of Burgesses to serve in the General Assembly for Counties, and for preventing fraudulent Conveyances, in order to multiply Votes at such Elections*, was read the third Time.

The *Amendments* following were severally proposed to be made to the Bill, *viz.*

Sheet 1, Line 76. To leave out 'may' and insert 'shall' instead thereof.

Sheet 2, Line 70. After 'elected' to leave out 'or for being elected.'

Sheet 2, Line 85. After 'Day' to insert 'besides Ferriages.'

Sheet 2, Line 97. After 'returning' to leave out 'and,' and insert 'to' instead thereof.

And the said *Amendments* were, upon the Question severally put thereupon, agreed to by the House; and the Bill was amended at the Table accordingly.

Resolved, That the Bill do pass; and that the Title be, *An Act for regulating the Election of Burgesses, for declaring their Privileges and Allowances, and for fixing the Rights of Electors.*

Ordered, That Mr *Bland* do carry the Bill to the Council, and desire their Concurrence.

Ordered

¹ Hening, VIII, p. 433.

² Ibid, VI. p. 29.

³ Ibid, III. p. 236.

⁴ Ibid, IV. p. 475.

⁵ Ibid, VIII. p. 305.

Ordered, That M^r *Burton* have Leave to be absent from the Service of this House for a week.

Ordered, That M^r *Archibald Cary* have Leave to be absent from the Service of this House till *Wednesday* next.

A *Bill* to make Provision for the Support and Maintenance of Ideots, Lunatics, and other Persons of unfound Minds, was read a second Time.

Resolved, That the Bill be committed;

Resolved, That the Bill be committed to a Committee of the whole House.

Resolved, That this House will, upon *Thursday* next, resolve itself into a Committee of the whole House, upon the said Bill.

222 The House was moved, that the Order which was made upon *Wednesday* last, that it be an Instruction to the Gentlemen, who are appointed to prepare and bring in a Bill for the better regulating the Election of Vestries, that they have Power to receive a Clause or Clauses pursuant to the eighth Resolution of the Committee for Religion, which had been that Day agreed to by the House, might be read.

And the same being read accordingly;

Ordered, That the said Order be discharged.

Ordered, That a Bill be brought in pursuant to the said Resolution; and that M^r *Eyre*, and M^r *Mercer*, do prepare and bring in the same.

A *Bill* declaring Slaves to be personal Estate, and for other Purposes therein mentioned, was read a second Time.

Resolved, That the Bill be committed.

Resolved, That the Bill be committed to a Committee of the whole House.

Resolved, That the House will, upon *Friday* next, resolve itself into a Committee of the whole House, upon the said Bill.

And then the House adjourned till Monday Morning next Eleven of the Clock.

Monday, the 11th of June, 10 Geo. III. 1770.

A *Petition* of *Rachel Spencer* was presented to the House, and read; setting forth, that in the Years One Thousand Seven Hundred and Sixty, and One Thousand and Seven Hundred and Sixty-Two, the petitioner furnished Diet, Liquors, and Lodging, for divers Recruits raised for the Regiments in the Service of this Colony, for which she had not received any Satisfaction; and therefore praying that the Justice of her Claim may be inquired into, and such Allowance made to her as the House shall think reasonable.

Ordered, That the said *Petition* be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition* of the Inhabitants of the County of *Bedford*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that the Petitioners are deprived of the Benefit they formerly enjoyed from a plentiful Supply of Fish, the Passage of them being obstructed by Mill Dams without Slopes, or with such as are insufficient; and therefore praying that an Act may pass directing Slopes to be made in Mill Dams, and empowering certain Persons to prescribe the Manner of making the said Slopes.

Ordered, That the said *Petition* be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition* of fundry Inhabitants on *Goose* Creek, in the County of *Bedford*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that one *Jeremiah Early* hath lately erected a Mill at the Mouth of the said *Creek*, and thereby interrupting the Passage of Fish, deprived the Petitioners of that Means of sup-
223 porting

porting their Families and therefore praying that the said *Early* may be compelled to open a Gate in his Mill Dam for admitting Fish to pass during the proper Season.

Ordered, That the said Petition be referred to the Consideration of the Committee of propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

The House was moved, that the Order made upon *Monday* last, that it be an Instruction to the Gentlemen, who are appointed to prepare and bring in a Bill for the better regulating the Election of Vestries, that they have Power to receive a Clause or Clauses for dissolving the Vestry of the Parish of *Augusta*, in the County of *Augusta*, might be read.

And the same being read accordingly;

Ordered, That the said Order be discharged.

Ordered, That it be an Instruction to the Gentlemen who are appointed to prepare, and bring in a Bill pursuant to the eighth Resolution of the Committee for Religion, which upon *Wednesday* last, was agreed to by the House, that they have Power to receive a Clause or Clauses for dissolving the Vestry of the Parish of *Augusta*, in the County of *Augusta*.

Ordered, That Mr *Jones* have Leave to be absent from the Service of this House for the Remainder of this Session.

An engrossed *Bill*, for encouraging the making Hemp, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act for encouraging the making Hemp*.

Ordered, That Mr *Bland* do carry the Bill to the Council, and desire their Concurrence.

An engrossed *Bill*, for altering the Court Day of the County of *Culpeper*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act for altering the Court Days of several Counties therein mentioned*.

Ordered, That Mr *Henry Pendleton* do carry the Bill to the Council, and desire their Concurrence.

A *Bill* to vest certain intailed Lands, whereof *William* and *John Armistead*, Gentlemen are seized, in Trustees, to be sold for Payment of the Debts due from the Estate of their Father, was read a second Time.

Resolved, That the Bill be committed to Mr *Edmund Pendleton*, Mr *Taliaferro*, Mr *Whiting*, Mr *Lewis Burwell*, of *Gloucester*, Mr *Henry Lee*, Mr *Tebbs*, Mr *Marshall*, and Mr *Scott*.

A *Bill* to dock the Intail of certain Lands, whereof *Robert Burwell*, Esq; is seized, in Tail Male, and for settling other Lands, of greater Value, to the same Uses, was read a second Time.

Resolved, That the Bill be committed to Mr *Richard Baker*, Mr *Bridger*, and all the Members who serve for the Counties of *Surry*, *Prince William*, *Loudoun* and *Fauquier*.

A *Bill* to vest certain intailed Lands, whereof *Samuel Meredith*, is seized, in Trustees, to be sold for the Purposes therein mentioned, was read a second Time.

Resolved, That the Bill be committed to Mr *Edmund Pendleton*, Mr *Whiting*, Mr *Lewis Burwell*, of *Gloucester*, Mr *Lyne*, Mr *John Tayloe Corbin*, Mr *Gawin Corbin*, and Mr *Philip Ludwell Grymes*.

A *Bill* for adding Part of the City of *Williamsburg* to *James City* County, and for other Purposes therein mentioned, was read a second Time. 224

Resolved, That the Bill be committed to Mr *Blair*, Mr *Treasurer*, and Mr *Lewis Burwell*, of *James City*.

A *Bill* to vest certain intailed Lands, therein mentioned, in *George Brooke*, Gentleman, in Fee Simple, and for settling other Lands, of greater Value, in Lieu thereof, was read a second Time.

Resolved, That the Bill be committed to Mr *Lyne*, Mr *John Tayloe Corbin*, Mr *Braxton*, Mr *Moore*, Mr *Edmund Pendleton*, and Mr *Taliaferro*.

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¹ Hening, VIII. p. 363.

² Ibid, VIII. p. 400.

A *Bill* for the better regulating the Office of Sheriffs and their Deputies, was read a second Time.

Resolved, That the *Bill* be committed to M^r Mercer, M^r Richard Lee, M^r Eyre, M^r West, M^r Blair, M^r Henry Lee, M^r Nelson, M^r Bland, M^r Edmund Pendleton, and M^r Treasurer.

A *Bill* to compel Persons to find Security for Payment of Coſts in certain Cafes, was read a second Time.

Resolved, That the *Bill* be committed to M^r Mercer, M^r Blair, M^r Edmund Pendleton, M^r Jefferson, and M^r Thomas Walker.

A *Bill* for the Inſpection of Hemp, was read a second Time.

Resolved, That the *Bill* be committed.

Resolved, That the *Bill* be committed to a Committee of the whole Houſe.

Resolved, That this Houſe will, Tomorrow, reſolve itſelf into a Committee of the whole Houſe, upon the ſaid *Bill*.

And then the Houſe adjourned till To-morrow Morning Eleven of the Clock.

Tuesday, the 12th of June, 10 Geo. III. 1770.

A *Claim* of Thomas Claiborne for the Ferriages of an Adjutant, and of ſeveral Sheriffs with Criminals, was preſented to the Houſe, and read.

Ordered, That the ſaid *Claim* be referred to the Conſideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

A *Petition* of John Earle, late of the County of *Frederick*, but now of the Province of *South Carolina*, was preſented to the Houſe, and read; ſetting forth, that upon its being ſignified to the petitioner, that a Number of Volunteers from the Colony of *Virginia*, were deſired to join Brigadier General *Bouquet*, in his Expedition againſt the *Indian* Towns, in the Year 1764, the Petitioner did, at very conſiderable Expence, and with much trouble, enliſt Twenty-fix Men, who ſerved under him during the Campaign, and until the Peace with the *Indians*; and that the Petitioner, ſoon after the Campaign, having removed to *Carolina*, was not included among the Volunteer Officers, whoſe *Petition* was formerly preferred to the Houſe and conſidered; and therefore praying the Houſe to take his Caſe into Conſideration.

Ordered, That the ſaid *Petition* be referred to the Conſideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

M^r Eyre preſented to the Houſe, according to Order, a *Bill* for diſſolving the Veſtry of the Pariſh of *Hungars*, in the County of *Northampton*: And the ſame was received, and read the firſt Time.

Resolved, That the *Bill* be read a ſecond Time.

A *Petition* of William Edwards and James Price, Inſpectors at *Gray's Creek* Warehouse, in the County of *Surry*, was preſented to the Houſe, and read; ſetting forth, that in the Year 1763, the ſaid Warehouse was broke open, and a Hogſhead of Tobacco, the Property of the ſaid William Edwards, ſtolen thereout; and that in *May* laſt, Four Hundred and Twenty-one Pounds of Tobacco were taken out of a prized Hogſhead and carried away; and therefore praying that ſuch Allowance may be made to the Petitioners as ſhall be thought reaſonable.

Resolved, That the ſaid *Petition* be referred to the Conſideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

A *Claim* of *Joſhua Kendall* for Services done in ornamenting the Capitol Gates, was preſented to the Houſe, and read.

Ordered, That the ſaid *Claim* be referred to the Conſideration of the Committee of Public Claims; and that they report their Opinion thereupon, to the Houſe.

A *Petition of John Hancock, and Margaret his Wife*, was presented to the House, and read; setting forth, that the said *John* is seized, in Fee Tail, of Three Hundred Acres of Land, in the Parish of *Dettingen*, and County of *Prince William*, called the *Deep Hole Tract*, and is seized in Fee Simple, in Right of his said Wife, of Eight Hundred Acres of Land, in the County of *Amherst*; and that it will be greatly to the Advantage of their Issue, and more to the Advantage of the Wife, who is consenting thereto, if the said Eight Hundred Acres of Land, with Slaves, are settled, in Lieu of the said Three Hundred Acres; and therefore praying that an Act may pass for that Purpose.

Ordered, That Leave be given to bring in a Bill pursuant to the Prayer of the said Petition; and that Mr *Henry Lee* do prepare and bring in the same.

A *Claim of John Hickman* for the Ferriages of certain Criminals was presented to the House, and read.

Ordered, That the said Claim be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition of John Corrie and Ewin Clements* was presented to the House, and read; setting forth, that the Ferries over *Rappahannock* River, called *Rust's* and *Lowry's*, are now little used, since the Establishment of a more convenient Ferry, in the Neighborhood of them, from the Town of *Tappahannock*, in the County of *Effex*, to the Land of *Moore Fauntleroy*, in the County of *Richmond*, and are detrimental to the Petitioners, who have intermarried with the Proprietors of the said *Rust's* and *Lowry's* Ferries; and therefore praying relief.

Ordered, That the said petition be referred to the Consideration of the Committee of propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Claim of William Rind*, Printer, for printing Paper Bills for Ten Thousand Pounds and binding Fifty Books thereof, was presented to the House, and read.

Ordered, That the said Claim be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House. 226

A *Petition of Joseph Mitchell*, of the Province of *Maryland*, was presented to the House, and read; setting forth, that the petitioner having been robbed of Seventy Pounds current Money of *Pennsylvania*, by two Persons in Disguise, with great Difficulty and Expence discovered the Criminals, and caused them to be apprehended, attempted to retake one of them who escaped, and prosecuted the other; and praying the Consideration of the House whether the petitioner ought not to be indemnified for his Trouble and Expence in endeavoring to bring such daring Villians to condign Punishment, and to receive Reparation for his Loss from the Public.

Ordered, That the said petition be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Ordered, That the Committee of Public Claims do state an Account of the Disbursements of *Thomas Walker, Thomas Rutherford, James Wood, and Abraham Hite*, Gentlemen, Commissioners appointed by an Act of General Assembly, passed in the 7th Year of his present Majesty's Reign, intituled *An Act for opening a Road through the Frontiers of this Colony, to Fort Pitt on the Ohio*, in Execution of the said Act, and report the same, with their Opinion thereupon, to the House.

A *Petition of David Ker*, Clerk of the Court of the County of *Middlesex*, was presented to the House, and read; setting forth, that Fifty-six Pounds Fourteen Shillings and Four Pence Halfpenny, having been levied by an Execution and brought into the said Court, the Petitioner was, by Order of the said Court, directed to keep the same till a certain Dispute between several Claimants thereof, should be determined; that the petitioner sealed up the said Money, which, except the Pence, consisted of Treasury Notes, and delivered it to his Deputy *James Gregory*, living in *Urbanna*, near the Court-House, and the Clerk's Office, that it might be ready to be distributed as the said Court should

should appoint; and that before the said Dispute was determined, or any other Order made for the Disposition of the said Money, the House of the said *James Gregory* was burned down, and the said Notes therein consumed; and further setting forth, that the Sum of Fourteen Pounds Five Shillings and Six Pence, consisting likewise of Treasury Notes, and received by the said *James Gregory*, partly for the Petitioner's Fees, and partly for Fees on Marriage and Ordinary Licences, was, at the same Time, and by the same unfortunate Accident, destroyed; and therefore praying the Consideration of the House; and that the Treasurer may be directed and empowered to pay the said several Sums of Money to the Petitioner.

Ordered, That the said Petition be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition* of *Ezekiel Young* and *Joseph Feddeman*, Inspectors of Tobacco at *Guilford*, was presented to the House, and read; setting forth, that the Petitioners, besides their own Labour, were put to considerable Expence, in picking and repacking the Tobacco damaged in the said Warehouse by the Storm in *September* last, being obliged 227 for that Purpose to employ several Persons on Wages, whereby they saved Forty-three Hogheads of the said Tobacco for the Public; and therefore praying that a reasonable Satisfaction may be made to the Petitioners for their said Services and Expences.

Ordered, That the said Petition be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition*, of *Charles Neilson*, Naval Officer of Port *Rappahannock*, was presented to the House, and read; setting forth, that the Sum of Nine Pounds, received by the Petitioner's Deputy, *James Gregory*, for the Duty on Liquors, imported into the District of *Rappahannock*, was by him deposited in a Desk to be paid into the Treasury at the Time appointed by Act of General Assembly; and that the said *James Gregory's* House was afterwards burned down, and the said Money, consisting of Treasury Notes, therein consumed; and therefore praying that the Petitioner may be allowed to charge the said Sum of Nine Pounds in his Account with the Treasurer.

Ordered, That the said Petition be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

The House was moved that an Act made in the 32d Year of the Reign of King *Charles II.* intituled *An Act of free and general Pardon, Indemnitie, and Oblivion*, might be read.

And the same being read accordingly;

Ordered, That Leave be given to bring in a Bill to repeal Part of the said Act; and that *Mr Eyre*, *Mr Treasurer*, and *Mr Bland*, do prepare and bring in the same.

An ingrossed *Bill* for better regulating the Collection of Public, County, and Parish Levies, was read the third Time.

The *Amendments* following were severally proposed to be made to the Bill, *viz.*

Line 25. To leave out '*immediately.*'

Line 26. Leave out '*Twelve and Two*' and insert "*Two and Four*," instead thereof.

Line 60. After '*Churchwardens*' to insert '*or Collector.*'

At the End of the Bill to add, '*and from thence to the End of the next Session of Assembly.*'

And the said *Amendments* were, upon the Question severally put thereupon, agreed to by the House; and the Bill was amended at the Table accordingly.

Resolved, That the Bill do pass; and that the Title be, *An Act for better regulating the Collection of County and Parish Levies.*

Ordered, That *Mr Bland* do carry the Bill to the Council, and desire their Concurrence.

A *Petition* of *William Rind* was presented to the House, and read; setting forth, that the Business of his Department, as Printer to the Public, is greatly increased in many

¹ Hening, II. p. 458.

² Title varies--See Hening, VIII, p. 381.

many Particulars; and therefore praying the Consideration of the House, and that such further Addition may be made to his Salary as they shall think just and reasonable.

Ordered, That the said petition be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Bill* to empower the Vestry of *Bristol* Parish, in the Counties of *Dinwiddie* and *Prince George*, to sell their Glebe, was read a second Time. 228

Ordered, That the *Bill* be ingrossed.

The House, according to Order, resolved itself into a Committee of the whole House, upon the *Bill* to amend the Act for the better securing the Payment of Levies, and Restraint of Vagrants, and for making Provision for the Poor.

Mr *Speaker* left the Chair.

Mr *Bland* took the Chair of the Committee.

Mr *Speaker* resumed the Chair.

Mr *Bland* reported from the Committee, that they had gone through the *Bill*, and made an Amendment thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the *Bill*, with the Amendment, in at the Clerk's Table; where the Amendment was twice read, and, upon the Question put thereupon, was agreed to by the House.

Ordered, That the *Bill*, with the Amendment, be ingrossed.

The other *Order* of the Day being read;

Resolved, That this House will, upon this Day Sevenight, resolve itself into a Committee of the whole House, upon the *Bill* for the Inspection of Hemp.

And then the House adjourned till Tomorrow Morning Eleven of the Clock.

Wednesday, the 13th of June. 10 Geo. III. 1770.

MR *Bland* presented to the House, according to Order, a *Bill* for appointing Commissioners to meet with Commissioners, who are or may be appointed by the Legislatures of the neighboring Colonies, to form and agree on a general Plan for the Regulation of the *Indian* Trade; and the same was received, and read the first Time.

Resolved, That the *Bill* be read a second Time.

Ordered, That Mr *Gawin Corbin*, and Mr *Philip Ludwell Grymes*, be added to the Gentlemen, to whom the *Bill* to vest certain intailed Lands, whereof *William* and *John Armistead*, Gentlemen, are seized, in Trustees, to be sold for Payment of the Debts due from the Estate of their Father, is committed.

Mr *Bland* presented to the House, according to Order, a *Bill* for adding Part of the County of *Augusta* to the County of *Hampshire*; and the same was received, and read the first Time.

Resolved, That the *Bill* be read a second Time.

Mr *Bland* reported, from the Committee of propositions and Grievances, that the Committee had had under their Consideration several Petitions, to them referred, and had come to several Resolutions thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the petition of *Thomas Shepherd*, praying that the Act establishing his Ferry, which was repealed, may be revived, be rejected.

Resolved, That it is the Opinion of this Committee, that the Petition of sundry Inhabitants of this Colony, praying that the Brick-House Landing on *Washington's* Land, in the County of *Westmoreland*, may be declared a Public Landing, and a Road opened

from thence to the *Westmoreland* main Road; be referred to the Consideration of the next Session of Assembly.

Resolved, That it is the Opinion of this Committee, that the petition of *Daniel Cargill*, praying that a Ferry may be established from the said *Cargill's* Land, in the County of *Charlotte*, over *Roanoke* River, to the Land of *John Foushee*, deceased, is reasonable.

Resolved, That it is the Opinion of this Committee, that the Petition of divers Inhabitants of the County of *Halifax*, praying that a Ferry may be established on the Land of *Richard Jones*, on the South Side of *Dan* River, across the said River, to the Land of the Reverend *Miles Selden*, on the North Side, is reasonable.

Resolved, That it is the Opinion of this Committee, that the Petition of divers Inhabitants of the Counties of *Charlotte* and *Halifax*, praying that the Ferry over *Staunton* River, at *Fuqua's*, may be removed to a Ford two Miles above the said *Fuqua's*, be referred to the Consideration of the next Session of Assembly.

Resolved, That it is the Opinion of this Committee, that the Petition of *John Corrie* and *Ewin Clements*, praying that the Ferries over *Rappahannock* River, established at *Rust's* and *Lowry's*, may be discontinued, is reasonable.

Resolved, That it is the Opinion of this Committee, that the Petition of fundry Inhabitants of the Town of *Tappahannock*, in the County of *Effex*, praying that an Act may pass, prohibiting the building of wooden Chimnies in the said Town, and directing the Removal of such as are already built, is reasonable.

Resolved, That it is the Opinion of this Committee, that the Petition of the Inhabitants of the Counties of *Effex*, *King & Queen*, and *Caroline*, praying that a Town may be established at a Place called *Southern's* or *Layton's*, on *Rappahannock* River, on the Land of *Thomas Ley*, is reasonable.

Resolved, That it is the Opinion of this Committee, that so much of the Petition of *Jesse Ewell*, Proprietor of the Warehouses at *Dumfries*, in the County of *Prince William*, as prays that the Rents of the said Warehouse may be raised to One Shilling *per* Hoghead, is reasonable.

Resolved, That it is the Opinion of this Committee, that the Residue of the said Petition, be rejected.

The said *Resolutions* being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That it be an Instruction to the said Committee, who are appointed to prepare and bring in a Bill, pursuant to the fourth Resolution of the said Committee, which, upon *Monday*, the thirteenth Day of *November* last, was agreed to by the House, that they have Power to receive a Clause or Clauses, pursuant to the third, fourth, and sixth, of the said Resolutions, this Day agreed to by the House.

Ordered, That the seventh and eighth of the said Resolutions, do lie upon the Table till the second reading of the Bill for establishing a Town at *Rocky Ridge*, in the County of *Chesterfield*, and for adding certain Lots to the Town of *Richmond*, in the County of *Henrico*.

Ordered, That it be an Instruction to the Committee of the whole House, to whom the Bill to continue and amend the Act, intituled *An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*, was committed, that they have Power to receive a Clause or Clauses pursuant to the ninth of the said Resolutions.

Ordered, That an Address be made to the Governor, to Order a new Writ to be made out, for the electing of a Burgess to serve in this present General Assembly, for the County of *Loudoun*, in the Room of Mr *James Hamilton*, who, since his Election, hath accepted the Office of one of his Majesty's Coroners of the said County; and that Mr *Peyton* do wait upon his Excellency with the said Address.

Ordered, That it be an Instruction to the Committee for Courts of Justice, to whom the Bill to continue and amend an Act, intituled *An Act for allowing Fairs to be kept*

in

¹ Hening, IV. p. 247.

² Ibid, V. p. 82.

in the Town of Frederickfburg, is committed, that they have Power to receive a Clause or Clauses for enlarging the said Town of *Fredericksfburg*.

The Houfe was moved, that a Copy of a Letter from M^r *Thomas Walker*, a Member of this Houfe, to *Saluy*, the Great Warrior of *Eftatoe*, with an Affidavit thereunto annexed, might be read.

And the fame being read accordingly,

Ordered, That the said Papers be referred to the Committee of the whole Houfe, to whom it is referred to confider further of the present State of the Colony.

M^r *Richard Henry Lee* reported, from the Committee for Courts of Justice, to whom the Bill to continue and amend an Act, intituled *An Act for allowing Fairs to be kept in the Town of Frederickfburg*, was committed, that the Committee had gone through the Bill, and made an Amendment thereunto, which they had directed him to report to the Houfe, and he read the Report in his Place; and afterwards delivered the Bill, with the Amendment, in at the Clerk's Table; where the Amendment was twice read, and, upon the Queftion put thereupon, was, with an Amendment thereto, agreed to by the Houfe.

Ordered, That the Bill, with the Amendment, be engroffed.

The Houfe, according to Order, refolved itfelf into a Committee of the whole Houfe, to confider further of the present State of the Colony.

M^r *Speaker* left the Chair.

M^r *Bland* took the Chair of the Committee.

M^r *Speaker* refumed the Chair.

M^r *Bland* reported from the Committee, that they had made a further Progreff in the Matters referred to them; and that he was directed by the Committee to move, that they may have Leave to fit again.

Refolved, That this Houfe will, Tomorrow, refolve itfelf into a Committee of the whole Houfe, to confider further of the present State of the Colony.

Ordered, That M^r *Paramore* have Leave to be abfent from the Service of this Houfe till *Saturday* Sevenight.

M^r *Eyre* presented to the Houfe, according to Order, a Bill to repeal Part of an Act, intituled *An Act of free and general Pardon, Indemnity, and Oblivion*; and the fame was received, and read the first Time.

Refolved, That the Bill be read a fecond Time.

Ordered, That M^r *Innes* have Leave to be abfent from the Service of this Houfe for the Remainder of this Seflion.

The *Order* of the Day being read, for the Houfe to refolve itfelf into a Committee of the whole Houfe, to confider further of the Bill to continue and amend the Act, intituled *An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*;

Refolved, That this Houfe will, Tomorrow, refolve itfelf into the said Committee.

M^r *Edmund Pendleton* reported from the Committee, to whom the Bill to veft certain intailed Lands, whereof *William* and *John Armistead*, Gentlemen, are feized, in Truftees, to be fold for Payment of the Debts due from the Estate of their father, was committed, that the Committee had examined the Allegations of the Bill, and found the fame to be true; and that the Committee had directed him to report the Bill to the Houfe, without any Amendment; and he delivered the Bill in at the Clerk's Table.

Ordered, That the Bill be engroffed.

The other *Order* of the Day being read;

Ordered, That the Call of the Houfe be adjourned till Tomorrow.

M^r *Edmund Pendleton* reported from the Committee, to whom the Bill to veft certain intailed Lands, therein mentioned, in *George Brooke*, Gentleman, in Fee Simple, and for fettling other Lands, of greater Value, in Lieu thereof, was committed, that the Committee had examined the Allegations of the Bill, and found the fame to be true; and

¹ Hening, V. p. 82.

² Ibid, II. p. 458.

³ Ibid, IV. p. 247.

and that the Committee had directed him to report the Bill to the House, without any Amendment; and he delivered the Bill in at the Clerk's Table.

Ordered, That the Bill be engrossed.

Mr *Edmund Pendleton* reported from the Committee, to whom the Bill to vest certain intailed Lands, whereof *Samuel Meredith* is seized, in Trustees, to be sold for the Purposes therein mentioned, was committed, that the Committee had examined the Allegations of the Bill, and found the same to be true; and that the Committee had directed him to report the Bill to the House, without any Amendment; and he delivered the Bill in at the Clerk's Table.

Ordered, That the Bill be engrossed.

And then the House adjourned till Tomorrow Morning Eleven of the Clock.

Thursday, the 14th of June, 10 Geo. III. 1770.

MR *Bland* presented to the House, according to Order, A Bill for appointing several new Ferries, and for other Purposes therein mentioned; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

A Member, returned upon a new Writ, having taken the Oaths appointed by Act of Parliament to be taken, and repeated and subscribed the Test, took his Place in the House.

The House was moved, that the Order made upon *Monday*, the eighteenth Day of *December* last, that a Bill be brought in pursuant to the Prayer of the Petition of *John Fox*, for laying off Sixty Acres of his Land in the County of *Gloucester*, joining the Land whereon the Court-House stands, in a Town, and that Mr *Bland* and Mr *Alexander* do prepare and bring in the said Bill, might be read.

And the same being read accordingly;

Ordered, That the said Order be discharged.

A Bill for establishing a Town at *Rocky Ridge*, in the County of *Chesterfield*, and for adding certain Lots to the Town of *Richmond*, in the County of *Henrico*, was read a second Time.

Resolved, That the Bill be committed to the Committee of Propositions and Grievances.

Ordered, That it be an Instruction to the said Committee, that they have Power to receive a Clause or Clauses for laying off Sixty Acres of the Land of *John Fox*, in the County of *Gloucester*, joining the Land whereon the Court-House stands, in a Town.

Ordered, That it be an Instruction to the said Committee, that they have Power to receive a Clause or Clauses, pursuant to the seventh and eighth Resolutions of the said Committee, which were Yesterday agreed to by the House, and ordered to lie upon the Table.

The Order of the Day being read for the House to resolve itself into a Committee of the whole House, to consider further of the present State of the Colony;

Resolved, That this House will, Tomorrow, resolve itself into the said Committee.

Ordered, That Mr *Hutchings* have Leave to be absent from the Service of this House till *Thursday* next.

Mr *Bland* reported, from the Committee of Propositions and Grievances, that the Committee had had under their Consideration several Petitions to them referred, and had come to several Resolutions thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the Petition of divers Inhabitants of the County of *Bedford*, praying that an Act may pass directing Slopes to be made in Mill Dams, and empowering certain Persons to prescribe the Method of making such Slopes, be referred to the Consideration of the next Session of Assembly.

Resolved

Resolved, That it is the Opinion of this Committee, that the Petition of divers Inhabitants on *Goose Creek*, in the County of *Bedford*, praying that *Jeremiah Early* may be compelled to open a Gate in his Mill Dam, at the Mouth of the said Creek, for the Admission of Fish, be referred to the Consideration of the next Session of Assembly.

Resolved, That it is the Opinion of this Committee, that the Petition of the Proprietors of *Gingoteague Island*, in the County of *Accomack*, praying that an Act may pass to restrain Hogs and Dogs going at Large in the said Island, is reasonable.

The said *Resolutions* being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That a Bill be brought in pursuant to the last of the said Resolutions; and that the said Committee do prepare and bring in the same.

Ordered, That Mr *Farmer* have Leave to be absent from the Service of this House for the Remainder of this Session.

The House, according to Order, resolved itself into a Committee of the whole House to consider further of the Bill to continue and amend the Act, intituled *An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*.

Mr *Speaker* left the Chair.

Mr *Bland* took the Chair of the Committee.

Mr *Speaker* resumed the Chair.

Mr *Bland* reported from the Committee, that they had made a further progress in the Bill; and that he was directed by the Committee to move that they may have Leave to sit again.

Resolved, That this House will, Tomorrow, resolve itself into a Committee of the whole House, to consider further of the said Bill.

An engrossed *Bill*, to amend the Act, intituled *An Act for the better securing the Payment of Levies, and Restraint of Vagrants, for making Provision for the Poor*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act to amend the Act, intituled An Act for the better securing the Payment of Levies, and Restraint of Vagrants, and for making Provision for the Poor*.

Ordered, That Mr *Bland* do carry the Bill to the Council, and desire their Concurrence.

The Order of the Day being read, for the House to resolve itself into a Committee of the whole House, upon the Bill to continue and amend the Act for the better regulating and disciplining the Militia;

Resolved, That this House will, Tomorrow, resolve itself into a Committee of the whole House upon the said Bill.

An engrossed *Bill*, to continue and amend an Act, intituled *An Act for allowing Fairs to be kept in the Town of Frederickburg*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act for continuing and amending an Act, intituled An Act for reviving and amending the Acts for allowing Fairs to be kept in the Towns of Frederickburg and Richmond; and for enlarging the Town of Frederickburg*. 233

Ordered, That Mr *Dixon* do carry the Bill to the Council, and desire their Concurrence.

The Order of the Day being read, for the House to resolve itself into a Committee of the whole House, upon the Bill to make Provision for the Support and Maintenance of Idiots, Lunatics, and other Persons of unfound Mind;

Resolved, That this House will, upon *Tuesday* next, resolve itself into a Committee of the whole House, upon the said Bill.

An engrossed *Bill*, to empower the Vestry of *Bristol Parish*, in the Counties of *Dinwiddie* and *Prince George* to sell their Glebe, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act to empower the Vestry of Bristol Parish, in the Counties of Dinwiddie and Prince George, to sell their Glebe*.

Ordered

¹ Hening, IV, p. 247.

² Ibid, VI, p. 29.

³ Not recorded as a law,

⁴ Hening, V, p. 32.

⁵ Hening, VIII, p. 418.

⁶ Ibid, VIII, p. 431.

Ordered, That M^r *Treasurer* do carry the Bill to the Council, and desire their Concurrence.

A *Bill* for appointing several new Ferries, and for other Purposes therein mentioned, was read a second Time.

Resolved, That the Bill be committed to the Committee of propositions and Grievances.

M^r *Mercer* reported from the Committee, to whom the Bill to compel Persons to find Security for Payment of Cofts in certain Cafes, was committed, that the Committee had gone through the Bill, and made several Amendments thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a second Time, one by one, and, upon the Question severally put thereupon, several of them were disagreed to, and the rest were agreed to, by the House.

Ordered, That the Bill, with the Amendments, be engrossed.

An engrossed *Bill* to vest certain intailed Lands, therein mentioned, in *George Brooke*, Gentleman, in Fee Simple, and for settling other Lands, of greater value, in Lieu thereof, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act to vest certain intailed Lands, therein mentioned, in George Brooke, Gentleman, in Fee Simple, and for settling other Lands, of greater Value, in Lieu thereof.*

Ordered, That M^r *Edmund Pendleton* do carry the Bill to the Council, and desire their Concurrence.

Ordered, That M^r *Stith* have Leave to be absent from the Service of this House for the Remainder of this Session.

An engrossed *Bill*, to vest certain intailed Lands, whereof *William* and *John Armistead*, Gentlemen, are seized, in Trustees; to be sold for Payment of the Debts due from the Estate of their Father, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act to vest certain intailed Lands, whereof William and John Armistead, Gentlemen, are seized, in Trustees, to be sold for the Payment of the Debts due the Estate of their Father.*

Ordered, That M^r *Edmund Pendleton* do carry the Bill to the Council, and desire their Concurrence.

The other *Order* of the Day being read;

Ordered, That the Call of the House be further adjourned till Tomorrow.

An engrossed *Bill*, to vest certain intailed Lands, whereof *Samuel Meredith* is seized, in Trustees, to be sold for the Purposes therein mentioned, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act to vest certain intailed Lands, whereof Samuel Meredith is seized, in Trustees, to be sold for the Purposes therein mentioned.*

Ordered, That M^r *Edmund Pendleton* do carry the Bill to the Council, and desire their Concurrence.

And then the House adjourned till To-morrow Morning Eleven of the Clock.

Friday, the 15th of June, 10 Geo. III. 1770.

A *Bill* for appointing Commissioners, to meet with Commissioners, who are or may be appointed by the Legislatures of the neighboring Colonies, to form and agree on a general Plan for the Regulation of the *Indian* Trade, was read a second Time.

Ordered, That the Bill be ingrossed.

M^r *Bland* reported from the Committee appointed to examine the Treasurer's Accounts, that the Committee had, according to Order, examined the Treasurer's Accounts

¹ Hening, VIII, p. 474.

² Ibid, VIII, p. 487.

³ Not recorded as a law.

Accounts of the feveral Sums of Money received into and iffued from the Treafury fince the laft Adjournment, and that the Committee had directed him to report the fame, as they appeared to them, to the Houfe; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the fame was read, and is as followeth, *viz.*

The *Committee* having carefully compared the faid Accounts with the proper Vouchers, find them all fairly and juftly ftated.

It *appears* to your Committee, that the Balance in the Treafurer's Hands of Cafh received of the feveral Collectors for Taxes appropriated to the Redemption of the old Treafury Notes, amounted to Ten Thoufand Three Hundred and Twenty-fix Pounds Eleven Shillings, of which they have burnt and deftroyed Seven Thoufand Eight Hundred Pounds, and have left in the Treafury, on that Account, in Specie, a Balance of Two Thoufand Five Hundred and Twenty-fix Pounds Eleven Shillings to be exchanged for old Treafury Notes.

They likewife find, that there is in the Treafurer's Hands a Balance of Six Thoufand and Thirty-three Pounds Ten Shillings and Eleven pence due to the Account of the Public Treafury, which with the other Balance the Treafurer produced to them.

The faid *Report* being read a fecond Time, was, upon the Queftion put thereupon, agreed to by the Houfe.

Resolved, That the Treafurer's Accounts do pafs.

Ordered, That M^r *Bland* do carry the Treafurer's Accounts to the Council, and defire their Concurrence.

Resolved, That the feveral Sums of Forty Pounds Sterling, and Ten Pounds and Ten Shillings Sterling, be laid out by M^r *Treasurer*, in purchafing two Iron Chefts for fecuring the Public Money, in the Treafury.

Ordered, That M^r *Bland* do carry the Refolution to the Council, and defire their Concurrence.

M^r *Bland* prefented to the Houfe, according to Order, a Bill to prevent Hogs and Dogs running at Large on the Ifland of *Gingoteague*: And the fame was received, and read the firft Time.

Resolved, That the Bill be read a fecond Time.

M^r *Dudley Digges* prefented to the Houfe, according to Order, a Bill to dock the Intail of certain Lands, whereof *John Wormeley*, Gentleman, is feized, and for fettling other Lands and Slaves, to the fame Ufes: And the fame was received, and read the firft Time.

Resolved, That the Bill be read a fecond Time.

M^r *Richard Baker* reported, from the Committee, to whom the Bill to dock the Intail of certain Lands, whereof *Robert Burwell*, Efq; is feized in Tail Male, and for fettling other Lands, of greater Value, to the fame Ufes, was committed, that the Committee had examined the Allegations of the Bill, and found the fame to be true; and that the Committee had gone through the Bill, and made an Amendment thereunto, which they had directed him to report to the Houfe; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendment, in at the Clerk's Table; where the Amendment was twice read, and, upon the Queftion put thereupon, was agreed to by the Houfe.

Ordered, That the Bill, with the Amendment, be ingroffed.

An ingroffed *Bill* to compel Perfons to find Security for Payment of Cofts in certain Cafes, was read the third Time.

Resolved, That the Bill do pafs; and that the Title be, *An Act to compel Perfons to find Security for Payment of Cofts in certain Cafes.*

Ordered, That M^r *Edmund Pendleton* do carry the Bill to the Council, and defire their Concurrence.

M^r *Bland* reported, from the Committee of Propofitions and Grievances, to whom the Bill to amend the Act, intituled *An Act to amend the Act for the better Government of Servants and Slaves*, was committed, that the Committee had gone through the Bill, and

¹ Hening, VIII, p. 386.

² Ibid, VI, p. 356.

and made feveral Amendments thereunto, which they had directed him to report to the Houfe; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a fecond Time, one by one, and, upon the Queftion feverally put thereupon, were, with an Amendment to one of them, agreed to by the Houfe.

Ordered, That the Bill, with the Amendments, be ingroffed.

M^r *Bland* reported, from the Committee of Propofitions and Grievances, to whom the Bill for appointing feveral new Ferries, and for other Purpofes therein mentioned, was committed, that the Committee had gone through the Bill, and made feveral Amendments thereunto, which they had directed him to report to the Houfe; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a fecond Time, one by one, and, upon the Queftion feverally put thereupon, one of them was agreed to, and the reft were difagreed to, by the Houfe.

Ordered, That the Bill, with the Amendment, be ingroffed.

M^r *Bland* reported, from the Committee of Propofitions and Grievances, to whom the Bill to amend an Act, intituled *An Act againft stealing Hogs*, was committed, that the Committee had gone through the Bill, and made an Amendment thereunto, which they had directed him to report to the Houfe, and he read the Report in his Place; and afterwards delivered the Bill, with the Amendment, in at the Clerk's Table; where the Amendment was twice read, and, upon the Queftion put thereupon, was agreed to by the Houfe.

Ordered, That the Bill, with the Amendment, be ingroffed.

M^r *Harrifon* prefented to the Houfe, according to Order, a Bill for encouraging the making of Wine: And the fame was received, and read the firft Time.

Resolved, That the Bill be read a fecond Time.

The *Order* of the Day being read, for the Houfe to refolve itfelf into a Committee of the whole Houfe, upon the Bill declaring Slaves to be perfonal Eftate, and for other Purpofes therein mentioned;

Resolved, That this Houfe will, Tomorrow, refolve itfelf into a Committee of the whole Houfe, upon the faid Bill.

The *Order* of the Day being read, for the Houfe to refolve itfelf into a Committee of the whole Houfe, to confider further of the Bill to continue and amend the Act, intituled *An Act for amending the Staple of Tobacco, and preventing Frauds in his Majefty's Customs*;

Resolved, That this Houfe will, Tomorrow, refolve itfelf into a Committee of the whole Houfe, to confider further of the faid Bill.

Ordered, That M^r *Dixon* have Leave to be abfent from the Service of this Houfe for the Remainder of the Seffion.

M^r *Blair* reported, from the Committee, to whom the Bill for adding Part of the City of *Williamsburg* to *James City County*, and for other Purpofes therein mentioned, was committed, that the Committee had directed him to report the Bill to the Houfe, without any Amendment; and he delivered the Bill in at the Clerk's Table.

Ordered, That the Bill be ingroffed.

Ordered, That M^r *Lynch* have Leave to be abfent from the Service of this Houfe for the Remainder of this Seffion.

The *Order* of the Day being read for the Houfe to refolve itfelf into a Committee of the whole Houfe, to confider further of the prefent State of the Colony;

Ordered, That the fecond Refolution of the Committee for Courts of Juftice, which upon *Saturday* the Eleventh Day of *November* laft, was reported to the Houfe, and poftponed, be referred to the faid Committee.

Then the Houfe refolved itfelf into the faid Committee.

M^r *Speaker* left the Chair.

M^r *Bland* took the Chair of the Committee.

M^r

¹ Henning, VI, p. 121.

² Ibid, IV, p. 247.

Mr *Speaker* resumed the Chair.

Mr *Bland* reported, from the Committee, that they had come to a Resolution, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolution of the Committee was read, and is as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that it may be extremely dangerous to the unhappy People who have settled beyond the Lines fixed on by the Superintendent of *Indian* Affairs, as the Limits between the *Cherokees* and this Colony, to delay any longer entering on a Negotiation for that more extensive Boundary which his Majesty has approved of; and that an humble Address be presented to his Excellency the Governor, to desire he would immediately take such Steps as are necessary for entering upon a Treaty with the *Cherokees* for the Lands lying within a Line to be run from the Place where the *North Carolina* Line terminates, in a due Western Direction, till it intersects *Holstein* River, and from thence to the Mouth of the *Great Kanhawa*; and that he will be pleased, when a Cession of those Lands shall be obtained, to proceed to mark and establish that Boundary.

The said *Resolution* being read a second Time, was, upon the Question put thereupon, agreed to by the House. 257

Resolved, That an humble address be presented to his Excellency the Governor, to desire that he will immediately take such Steps as are necessary for entering upon a Treaty with the *Cherokees*, for the Lands lying within a Line, to be run from the Place where the *North Carolina* Line terminates, in a due Western Direction, till it intersects *Holstein* River, and from thence to the Mouth of the *Great Kanhawa*; and that he will be pleased, when a Cession of those Lands shall be obtained, to proceed to mark and establish that Boundary.

Ordered, That the said Address be presented to his Excellency, by Mr *Bland*, Mr *Richard Henry Lee*, Mr *Edmund Pendleton*, Mr *Treasurer*, and Mr *Henry*.

Mr *Bland* also acquainted the House, that he was directed by the Committee to move, that they may have Leave to sit again.

Resolved, That this House will, Tomorrow, resolve itself into a Committee of the whole House, to consider further of the Present State of the Colony.

The *Order* of the Day being read, for the House to resolve itself into a Committee of the whole House, upon the Bill to continue and amend the Act for the better regulating and disciplining the Militia;

Resolved, That this House will, Tomorrow, resolve itself into a Committee of the whole House, upon the said Bill.

The other *Order* of the Day being read;

Ordered, That the Call of the House be further adjourned till Tomorrow.

And then the House adjourned till Tomorrow Morning Eleven of the Clock.

Saturday, the 16th of June, 10 Geo. III. 1770.

MR *Bland* presented to the House, according to Order, a Bill to regulate the Inoculation of the Small-Pox within this Colony; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Mr *Mercer* presented to the House, according to Order, a Bill for better regulating the Election of Vestries; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

The House was moved, that the Order, made upon *Friday*, the Twenty-fifth Day of *May* last, that Leave be given to bring in a Bill for the more speedy Administration of Justice in this Colony, might be read.

And the same being read accordingly;

Ordered, That the said Order be discharged.

The Houfe was moved, that the Order, made upon *Wednesday*, the Sixth Day of this Infant *June*, that Leave be given to bring in a Bill for the better Adminiftration of Juftice in the County Courts, might be read.

And the fame being read accordingly;

Ordered, That the faid Order be difcharged.

Mr *Bland* reported to the Houfe, that their Addrefs of Yefterday, that the Governor
238 would immediately take fuch Steps as are neceffary for entering upon a Treaty with the *Cherokees*, for the Lands lying within a Line to be run from the Place, where the *North Carolina* Line Terminates, in a due Weftern Direktion, till it interfefts *Holftein* River, and from thence to the Mouth of the *Great Kanhawa*; and that he would be pleafed when a Ceffion of thofe Lands fhall be obtained, to proceed to mark and eftablifh that Boundary, had been prefented to his Excellency; and that his Excellency had directed him to acquaint this Houfe, that he would as immediately as poffible endeavor to do exactly what the Houfe defired.

Mr *Bland* reported from the Committee of Propofitions and Grievances, to whom the Bill to repeal an Act made in the 22nd Year of his late Majefty's Reign, intituled *An Act concerning Strays*; and to eftablifh a more effectual method to prevent Frauds committed by Perfons taking up Strays, was committed, that the Committee had gone through the Bill, and made feveral Amendments thereunto, which they had directed him to report to the Houfe; and he read the Report in his Place; and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a fecond Time, one by one, and, upon the Queftion feverally put thereupon, were agreed to by the Houfe.

Ordered, That the Bill, with the Amendments, be engroffed.

Mr *Archibald Cary* reported, from the Committee of Public Claims, that the Committee had had under their Confideration feveral Petitions to them referred, and had come to feveral Refolutions thereupon, which they had directed him to report to the Houfe; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Refolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the petition of *John Tayloe*, Efq; to be allowed for his Negro Man Slave *Toby*, who was Froft bitten in Gaol, and died, as fet forth in the faid Petition, is reafonable; and that he ought to be allowed the Sum of Seventy Pounds for the faid Slave.

Resolved, That it is the Opinion of this Committee, that the Petition of *Ezekiel Young* and *Joseph Feddeman*, Infpectors at *Guilford* Warehouse, to be allowed for Pickling the Tobacco damaged in the faid Warehouse by the late Guft, and reprizing Forty-four Hogfheads, and finding Nails, is reafonable; and that the faid *Ezekiel Young*, who did the Services and furnifhed the Nails, ought to be allowed the Sum of Nine Pounds and Fifteen Shillings for the fame.

Resolved, That it is the Opinion of this Committee, that the Petition of *John Earle* for an Allowance, as a Voluntier from this Colony, under Col. *Bouquet*, on an Expedition againft the *Indian* Towns is reafonable; and that he ought to be allowed by the Public, the Sum of Forty Pounds, as an acknowledgement of his Merit, and the extraordinary Service he rendered to this Colony, by his gallant Behaviour on the faid Expedition.

Resolved, That it is the Opinion of this Committee, that the Petition of *Joseph Mitchell* to be allowed by the Public, for a Sum of Money of which he was robbed by fome Highwaymen, and for his Trouble and Expence in apprehending the Offenders, be rejected.

Resolved, That it is the Opinion of this Committee, that the Petition of *Rachel Spencer*, to be allowed for Diet, Liquors, and Lodging, furnifhed divers Recruits raifed for the *Virginia* Regiment, in the Years 1760 and 1762, be rejected; it appearing, that the Money for the Subfiftence of the Recruits has been received by *James Gun* and *Reuben Vafs*, the Officers who enlisted them.

The faid *Refolutions* being feverally read a fecond Time, were, upon the Queftion feverally put thereupon, agreed to by the Houfe.

Mr *Archibald Cary* presented to the House, according to Order, a Bill to dock the Intail of certain Lands whereof *Richard Johnson*, Gentleman, is seized, and for settling other Lands and Slaves to the same Uses; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Mr *Bland* reported from the Committee of propositions and Grievances, that the Committee had had under their Consideration several petitions to them referred, and had come to several Resolutions thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz.* 239

Resolved, That it is the Opinion of this Committee, that the Petition of *David Barton*, praying an adequate Reward for discovering a cure for Cancers, be rejected.

Resolved, That it is the Opinion of this Committee, that the Petition of divers Inhabitants of *Saint Anne's Parish*, in the County of *Albemarle*, praying a Division of the said Parish, by a Line running with the Road from the old to the new Court-House, is reasonable.

The first *Resolution* of the Committee being read a second Time, was, upon the Question put thereupon, agreed to by the House.

The subsequent *Resolution* of the Committee being read a second Time;

A *Motion* was made, and the Question being put, that the House do agree with the Committee in the said Resolution;

It passed in the Negative.

Resolved, That the Petition of divers Inhabitants of *Saint Anne's Parish*, in the County of *Albemarle*, praying a Division of the said Parish, by a Line running with the Road, from the old to the new Court-House, be rejected.

An engrossed *Bill* for appointing Commissioners, to meet with Commissioners, who are or may be appointed by the Legislatures of the neighbouring Colonies, to form and agree upon a general Plan for the regulation of the *Indian Trade*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act for appointing Commissioners, to meet with Commissioners, who are or may be appointed by the Legislatures of the neighbouring Colonies, to form and agree upon a general Plan for the regulation of the Indian Trade.*

Ordered, That Mr *Bland* do carry the Bill to the Council, and desire their Concurrence.

The House, according to Order, resolved itself into a Committee of the whole House, to consider further of the present State of the Colony.

Mr *Speaker* left the Chair.

Mr *Bland* took the Chair of the Committee.

Mr *Speaker* resumed the Chair.

Mr *Bland* reported from the Committee, that they had gone through the Matters to them referred, and had come to several Resolutions, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the several Persons who have settled on Lands in this Colony, lying on the Waters of the *Mississippi* River, for which his Majesty's Patents have been obtained, and are Resident thereon, have not forfeited his Majesty's Protection, but are intitled to all such Privileges, Immunities, and Protection, as his Majesty's other good Subjects of this Colony do enjoy.

Resolved, That it is the Opinion of this Committee, that the Committee of Correspondence ought to be directed to write to *Edward Montagu*, Esq; Agent for this Colony, in justification of the Memorial presented by this House, in the former Part of this Session

fion, to his Excellency Lord *Botetourt*, and therein to give a full Refutation of the Observations made on it by *John Stuart*, Esq; Superintendent of *Indian* Affairs.

The first *Resolution* of the Committee being read a second Time, was, upon the Question put thereupon, agreed to by the House.

The subsequent *Resolution* of the Committee being read a second Time, the Amendment following was proposed to be made thereunto, *viz.* to add at the End thereof these Words, *viz.* 'And that they also take Notice of some Parts of the said Mr *Stuart's* Speeches to the *Indians*, at the Conferences on that Subject, which appear to be very exceptionable and unwarrantable.'

240 And the said *Amendment* was, upon the Question put thereupon, agreed to by the House.

Resolved, That the House doth agree with the Committee in the said *Resolution*, so amended, that the Committee of Correspondence ought to be directed to write to *Edward Montagu*, Esq; Agent for this Colony, in justification of the Memorial presented by this House, in the former Part of this Session, to his Excellency Lord *Botetourt*, and therein to give a full Refutation of the Observations made on it by *John Stuart*, Esq; Superintendant of *Indian* Affairs; and that they also take Notice of some Parts of the said Mr *Stuart's* Speeches to the *Indians* at the Conferences on that Subject, which appear to be very exceptionable and unwarrantable.

Ordered, That the Committee of Correspondence do Write to *Edward Montagu*, Esq; Agent for this Colony, pursuant to the said *Resolution*.

The *Order* of the Day being read for the House to resolve itself into a Committee of the whole House to consider further of the Bill to continue and amend the Act, intituled *An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*.

Resolved, That this House will, upon *Tuesday* next, resolve itself into a Committee of the whole House to consider further of the said Bill.

Ordered, That Mr *Joseph Cabell* have Leave to be absent from the Service of this House for the Remainder of this Session.

The House according to Order, resolved itself into a Committee of the whole House, upon the Bill to continue and amend the Act for the better regulating and disciplining the Militia.

Mr *Speaker* left the Chair.

Mr *Bland* took the Chair of the Committee.

Mr *Speaker* resumed the Chair.

Mr *Bland* reported from the Committee, that they had gone through the Bill, and made several Amendments thereunto, which they had directed him to report to the House, and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a second Time, one by one, and, upon the Question severally put thereupon, were, with Amendments, to some of them, agreed to by the House.

Ordered, That the Bill, with the Amendments, be ingrossed.

Ordered, That Mr *Read* have Leave to be absent from the Service of this House for the Remainder of this Session.

The *Order* of the Day being read, for the House to resolve itself into a Committee of the whole House, upon the Bill declaring Slaves to be personal Estate, and for other Purposes therein mentioned;

Resolved, That this House will upon *Tuesday* next, resolve itself into a Committee of the whole House upon the said Bill.

The other *Order* of the Day being read;}

Ordered, That the Call of the House be further adjourned till *Tuesday* next.

And then the House adjourned till Monday Morning next, Eleven of the Clock.

Monday

Monday, the 18th of June, 10 Geo. III. 1770.

M^R *Treasurer* reported, from the Committee for Religion, to whom it was referred to state an Account of the Expences of the traveling and Attendance of the Witneffes, who were examined, as well before the said Committee, touching the Petition of fundry Freeholders and Inhabitants of the Parish of *Overwharton*, in the County of *Stafford*, complaining of fundry illegal and unwarrantable Proceedings of the Vestry of the said Parish, and praying that the said Vestry may be dissolved, as before the Committee of propositions and Grievances, to whom a like Petition, in the Year 1767, was referred, that the Committee had stated an Account of the said Expences accordingly, which they had directed him to report, together with their Opinion thereupon, to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Account and Resolution of the Committee were read, and are as followeth, *viz.*

	Witneffes.	Attendance.	Distance.	Total Tobacco.	Ferriage.
1767	<i>William Garrett,</i>	2 Days	110 Miles	450	0 3 0
1770	The same,	2	110	450	0 3 0
	<i>John Mauzy,</i>	2	115	465	0 3 0
	<i>Bailey Washington,</i>	2	128	504	0 4 0
	<i>Thomas Mountjoy,</i>	2	115	465	0 3 3
	<i>Yelverton Peyton,</i>	2	122	486	0 3 0
	<i>Humphrey Gaines,</i>	2	115	465	0 3 0
	<i>William Adie,</i>	2	124	492	0 3 0
	<i>Andrew Edwards,</i>	2	110	450	0 3 0
	<i>Joseph Thatcher,</i>	2	113	459	0 3 0
				4686	1 11 3

Resolved, That it is the Opinion of this Committee, that the said Expences ought to be defrayed by the several Persons who subscribed the said Petitions.

The said *Resolution* being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Ordered, That a Bill be brought in pursuant to the said Resolution; and that the said Committee do prepare and bring in the same.

M^r Treasurer reported, from the Committee for Religion, that the Committee had had under their Consideration several Petitions to them referred, and had come to several Resolutions thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the Petitions of fundry Inhabitants of the Parish of *Overwharton*, in the County of *Stafford*, praying that the Vestry of the said Parish may be dissolved, is reasonable.

Resolved, That it is the Opinion of this Committee, that the Petition of fundry Inhabitants of the parish of *Cameron* in the County of *Loudoun*, praying a Division of the said Parish, is reasonable.

Resolved, That it is the Opinion of this Committee, that the Petition of fundry Inhabitants of the said Parish, in Opposition thereto, be rejected.

The said *Resolutions* being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That the first of the said Resolutions do lie upon the Table, till the second Reading of the Bill for dissolving the Vestry of the Parish of *Hungars*, in the County of *Northampton*.

M^r Treasurer presented to the House, according to Order, a Bill for dividing the Parish of *Frederick*, in the County of *Frederick*, into three distinct Parishes; and the same was received, and read the first Time.

Resolved

Resolved, That the Bill be read a second Time.

Resolved, That the Bill be now read a second Time.

The *Bill* was accordingly read a second Time.

Resolved, That the Bill be committed to M^r Mercer, M^r Richard Henry Lee, M^r. Washington, M^r Wood, M^r Rutherford, and M^r Peyton.

Ordered, That it be an Instruction to the said Committee, that they have Power to receive a Clause or Clauses, pursuant to the second Resolution of the Committee for Religion, which was this Day agreed to by the House, for dividing the Parish of *Cameron*, in the County of *Loudoun*.

Resolved, That the Treasurer pay One Hundred Pounds to each of the Commissioners appointed, in Behalf of this Colony, to meet with Commissioners, who are, or may be appointed by the Legislatures of the neighbouring Colonies, to form and agree upon a general Plan for the Regulation of the *Indian* Trade, towards defraying the Expences that may attend their Negotiation.

Ordered, That M^r Archibald Cary do carry the Resolution to the Council, and desire their Concurrence.

The House was moved, that the Order made upon *Saturday* the 11th Day of *November* last, that it be an Instruction to the Committee for Religion, that they prepare and bring in a Bill for granting Toleration to his Majesty's Subjects, being Protestant Dissenters, might be read.

And the same being read accordingly;

Ordered, That the said Order be discharged.

A *Bill* for better regulating the Election of Vestries was read a second Time.

Resolved, That the Bill be committed.

Resolved, That the Bill be committed to a Committee of the whole House.

Resolved, That this House will now resolve itself into a Committee of the whole House, upon the said Bill.

The House accordingly resolved itself into the said Committee.

M^r Speaker left the Chair.

M^r Bland took the Chair of the Committee.

M^r Speaker, resumed the Chair.

M^r Bland reported from the Committee, that they had gone through the Bill, and made an Amendment thereunto, which they had directed thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendment, in at the Clerk's Table; where the Amendment was read.

Ordered, That the said Amendment be taken into Consideration Tomorrow.

The House was moved, that the second Resolution of the Committee for Courts of Justice, which upon *Saturday* the 11th Day of *November* last, was reported to the House, and postponed, might be read.

And the same was read Accordingly, and is as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the Act of Assembly made ²⁴³ in the 5th Year of his present Majesty's Reign, intituled *An Act for continuing the Act for appointing an Agent, and two other Acts, therein mentioned*, which will expire on the 14th Day of *April*, 1771, ought to be further continued.

And a *Motion* was made, and the Question being put, that the House do agree with the Committee in the said Resolution;

It passed in the Negative.

Resolved, That the Act of Assembly, made in the 5th Year of his present Majesty's Reign, intituled *An Act for continuing the Act for appointing an Agent, and two other Acts, therein mentioned*, which will expire on the 14th Day of *April* 1771, ought not to be further continued.

And then the House adjourned till Tomorrow Morning Eleven of the Clock.

Tuesday

Tuesday, the 19th of June, 10 Geo. III. 1770.

A Bill for diffolving the Veftry of the Parifh of *Hungar's*, in the County of *Northampton*, was read a fecond Time.

Refolved, That the Bill be committed to Mr *Eyre* and Mr *Alexander*.

Ordered, That it be an Infruction to the faid Committee, that they have Power to receive a Clause or Claufes purfuant to the firft Refolution of the Committee for Religion, which was Yefterday agreed to by the Houfe; and alfo to impower the Veftry to be elected for the Parifh of *Overwharton*, in the County of *Stafford*, to levy and affefs on the Tithable Perfons of the faid Parifh, all fuch Sums of Money, and Quantities of Tobacco, as the prefent Veftry of the faid Parifh, ought to have levied and affeffed in the two laft Years.

Mr *Bland* prefented to the Houfe, according to Order, a Bill to confirm an Agreement made by *Thomas Talbutt*, with the Court of *Norfolk* County; and the fame was received, and read the firft Time.

Refolved, That the Bill be read a fecond Time.

The Houfe, according to Order, refolved itfelf into a Committee of the whole Houfe, to confider further of the Bill to continue and amend the Act, intituled *An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*.

Mr *Speaker* left the Chair.

Mr *Bland* took the Chair of the Committee.

Mr *Speaker* refumed the Chair.

Mr *Bland* reported from the Committee, that they had made a further Progreff in the Bill; and that he was directed by the Committee to move that they may have Leave to fit again.

Refolved, That this Houfe will, Tomorrow, refolve itfelf into a Committee of the whole Houfe, to confider further of the faid Bill.

Mr *Bland* reported, from the Committee of Propofitions and Grievances, that the Committee had had under their Confideration feveral Petitions to them referred, and had come to feveral Refolutions thereupon, which they had directed him to report to the Houfe; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Refolutions of the Committee were read, and are as followeth, *viz.*

Refolved, That it is the Opinion of this Committee, that the petitions of divers Inhabitants of the Counties of *Stafford*, *King George*, and *Westmoreland*, for reforming the Boundaries of the faid Counties refpectively, be referred to the Confideration of the next Seffion of Affembly.

Refolved, That it is the Opinion of this Committee, that the Petitions of divers Inhabitants of the Counties of *Richmond* and *Westmoreland*, in Oppofition thereto, be referred to the Confideration of the next Seffion of Affembly. 244

The faid *Refolutions* being feverally read a fecond Time, were, upon the Queftion feverally put thereupon, agreed to by the Houfe.

Ordered, That Mr *Richard Henry Lee*, and Mr *Robert Munford*, of *Amelia*, have Leave to be abfent from the Service of this Houfe for the Remainder of this Seffion.

The *Order* of the Day being read, for the Houfe to refolve itfelf into a Committee of the whole Houfe, upon the Bill for the Infpection of Hemp;

Refolved, That this Houfe will, upon *Thursday* next, refolve itfelf into a Committee of the whole Houfe, upon the faid Bill.

The *Order* of the Day being read, for the Houfe to refolve itfelf into a Committee of the whole Houfe, upon the Bill to make Provision for the Support and Maintenance of Ideots, Lunatics, and other Perfons of unfound Minds;

Refolved, That this Houfe will, upon *Thursday* next, refolve itfelf into a Committee of the whole Houfe upon the faid Bill.

The

² Hening, IV. p. 247.

The *Order* of the Day being read for the House to resolve itself into a Committee of the whole House, upon the Bill declaring Slaves to be personal Estate; and for other Purposes therein mentioned;

Resolved, That this House will, upon *Thursday* next, resolve itself into a Committee of the whole House, upon the said Bill.

The *Order* of the Day being read, for the House to take into Consideration the Amendment made by the Committee of the whole House, to the Bill for regulating the Election of Vestries;

Ordered, That the Consideration of the said Amendment be adjourned till *Thursday* next.

The other *Order* of the Day being read;

Ordered, That the Call of the House be further adjourned till *Thursday* next.}

And then the House adjourned till Tomorrow Morning Ten of the Clock.

Wednesday, the 20th of June, 10 Geo. III. 1770.

MR Bland reported, from the Committee of Propositions and Grievances, to whom the Bill to explain and amend the Act, intituled *An Act to confirm the Charter of the Borough of Norfolk, and for enlarging the Jurisdiction of the Court of Hustings, in the City of Williamsburg*, was committed, that the Committee had gone through the Bill, and made several Amendments thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a second Time, one by one, and, upon the Question severally put thereupon, were agreed to by the House.

Ordered, That the Bill, with the Amendments, be ingrossed.

A *Message* from the Council by Mr Hubard:

Mr Speaker,

The Council have agreed to the Bill, intituled An Act² for regulating the Election of Burgesses, for declaring their Privileges and Allowances, and for fixing the Rights of Electors, without any Amendment: And also,

The Council have agreed to the Bill, intituled An Act³ to suspend the Execution of an Act, intituled An Act to amend an Act, intituled an Act for the Inspection of Pork, Beef, Flour, Tar, Pitch, and Turpentine, without any Amendment: And also,

The Council have agreed to the Bill, intituled An Act⁴ to continue an Act, intituled An Act for regulating the Practice of Attornies, without any Amendment: And also,

The Council have agreed to the Bill, intituled An Act⁵ for appointing Commissioners to meet with Commissioners who are or may be appointed by the Legislatures of the neighbouring Colonies, to form and agree upon a general Plan for the Regulation of the Indian Trade, without any Amendment: And also,

The Council have agreed to the Bill, intituled An Act⁶ to compel Persons to find Security for Payment of Cofts in certain Cafes, without any Amendment: And also,

The Council have agreed to the Bill, intituled An Act⁷ to appoint Trustees, in the Room of those who are dead for the Pamunkey Indians, and with further Power to hear and determine Controversies among them, without any Amendment: And also,

The Council have agreed to the Bill, intituled An Act⁸ to empower the Vestry of Bristol Parish, in the Counties of Dinwiddie and Prince George, to sell their Glebe, without any Amendment: And also,

The Council have agreed to the Bill, intituled An Act⁹ to repeal an Act for increas-
ing

¹ Hening, IV, p. 541.

² Ibid, VIII, p. 305.

³ Ibid, VIII, p. 366.

⁴ Ibid, VIII, p. 385.

⁵ Ibid, VIII, p. 367.

⁶ Ibid, VIII, p. 386.

⁷ Ibid, VIII, p. 433.

⁸ Ibid, VIII, p. 431.

⁹ Ibid, VIII, p. 430.

ing the Salary of the Minister of the Parish of *Frederick*, in the County of *Frederick*, without any Amendment: And also,

The Council have agreed to the Bill, intituled An Act¹ to dock the Intail of certain Lands and Slaves, whereof John Page, Esq; is seized, and for settling other Lands of greater Value to the same Uses, without any Amendment: And also,

The Council have agreed to the Bill, intituled An Act² to dock the Intail of Two Thousand Eight Hundred Acres of Land, in the County of Brunswick, whereof Armistead Lightfoot is seized in Fee Tail, and vesting the same in Trustees, to be sold, for certain Purposes therein mentioned, without any Amendment: And also,

The Council have agreed to the Bill, intituled An Act³ to vest certain Lands in David Meade, in Fee Simple, whereof the said David and Sarah his wife are seized, in Right of the said Sarah, in Fee Tail, and for settling other Lands in Lieu thereof, without any Amendment: And also,

The Council have agreed to the Bill, intituled An Act⁴ to vest certain intailed Lands whereof William and John Armistead, Gentlemen, are seized, in Trustees, to be sold for Payment of the Debts due from the Estate of their Father, without any Amendment: And also,

The Council have agreed to the Bill intituled An Act⁵ to vest certain intailed Lands therein mentioned in George Brooke, Gentleman, in Fee Simple, and for settling other Lands, of greater Value, in Lieu thereof, without any Amendment: And also,

The Council have agreed to the Resolve for paying One Hundred Pounds to each of the Commissioners for regulating the Indian Trade: And also,

The Council have agreed to the Resolve for paying Forty Pounds Sterling, and Ten Pounds and Ten Shillings Sterling, for purchasing two Iron Chests for securing the Public Money in the Treasury: And also,

The Council have agreed to the Bill, intituled An Act⁶ for encouraging the making Hemp with some Amendments, to which Amendments the Council desire the Concurrence of this House: And also,

The Council have agreed to the Bill, intituled An Act⁷ for altering the Court Days of several Counties therein mentioned, with an Amendment, to which Amendment the Council desire the Concurrence of this House: And also,

The Council have agreed to the Bill, intituled An Act⁸ for continuing and amending an Act, intituled An Act for reviving and amending the Acts for allowing Fairs to be kept in the Towns of Fredericksburg and Richmond, and for enlarging the Town of Fredericksburg, with an Amendment, to which Amendment the Council desire the Concurrence of this House: And also,

The Council have agreed to the Bill, intituled An Act⁹ to dock the Intail of Five Hundred and Fifty Acres of Land, in the County of Gloucester, whereof Sarah, the Wife of John Rootes, Gentleman, is seized, and for vesting the same in Trustees, for the Purposes therein mentioned, with some Amendments, to which Amendments the Council desire the Concurrence of this House.

And then the Messenger withdrew.

Mr *Eyre* reported from the Committee, to whom the Bill for dissolving the Vestry of the Parish of *Hungars*, in the County of *Northampton*, was committed, that the Committee had gone through the Bill, and made several Amendments thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a second Time, one by one, and, upon the Question severally put thereupon, were agreed to by the House.

Ordered, That the Bill, with the Amendments, be ingrossed.

Mr *Speaker* acquainted the House, that the Governor had delivered to him, and desired

¹ Hening, VIII, p. 445.

² Ibid, VIII, p. 457.

³ Ibid, VIII, p. 470.

⁴ Ibid, VIII, p. 487.

⁵ Ibid, VIII, p. 474.

⁶ Ibid, VIII, p. 363.

⁷ Ibid, VIII, p. 400.

⁸ Ibid, VIII, p. 413.

⁹ Ibid, VIII, p. 483.

desired him to lay before the House, an Act¹ of the Parliament of *Great-Britain*, made in this present Year of his Majesty's Reign, intituled *An Act to repeal so much of an Act made in the 7th Year of his present Majesty's Reign, intituled "An Act for granting certain Duties in the British Colonies and Plantations in America; for allowing a Drawback of the Duties of Customs upon the Exportation, from this Kingdom, of Coffee and Cocoa Nuts of the Produce of the said Colonies or Plantations; for discontinuing the Drawbacks payable on China Earthen Ware exported to America; and for more effectually preventing the clandestine running of Goods in the said Colonies and Plantations," as relates to the Duties upon Glass, Red Lead, White Lead, Painters Colours, Paper, Paste-Boards, Mill-Boards and Scale-Boards, of the Produce or Manufacture of Great-Britain, imported into any of his Majesty's Colonies in America; and also to the discontinuing the Drawbacks payable on China Earthen-Ware exported to America; and for regulating the Exportation thereof; and he delivered the Act in at the Clerk's Table.*

Ordered, That the said Act do lie upon the Table, to be perused by the Members of the House.

The House proceeded to take into Consideration the Amendments made by the Council to the Bill, intituled, *An Act for encouraging the making Hemp.*

And the said Amendments were read, and are as followeth, *viz.*

Line 9. After 'Peace' leave out 'or Constable.'

Line 12. After 'Justice' leave out 'or Constable.'

The said Amendments being severally read a second Time, were, upon the Question severally put thereupon, disagreed to by the House.

Ordered, That a Message be sent to the Council to inform them, that this House cannot agree to the Amendments by them proposed to the said Bill, and desire that they will pass the same without the Amendments; and that Mr *Harrison* do carry the said Message.

Ordered, That Mr *Washington*, Mr *Hite*, and Mr *Macon*, have Leave to be absent from the Service of this House for the Remainder of this Session.

The House proceeded to take into Consideration the Amendment made by the Council to the Bill, intituled *An Act² for altering the Court Days of several Counties therein mentioned.*

And the said Amendment was read, and is as followeth, *viz.*

Line 6. Leave out 'fourth' and insert 'last' instead thereof.

The said Amendment being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Ordered, That Mr *Mercer* do carry the Bill to the Council, and acquaint them, that this House hath agreed to the Amendment made by them.

The House proceeded to take into Consideration the Amendment made by the Council to the Bill, intituled *An Act³ for continuing and amending an Act, intituled An Act for reviving and amending the Acts for allowing Fairs to be kept in the Towns of Frederickburg and Richmond, and for enlarging the Town of Frederickburg.*

And the said Amendment was read, and is as followeth, *viz.*

To the End of the Bill, add 'Provided always, that nothing herein contained shall be construed, deemed or taken to derogate from, alter or infringe the Royal Power, and Prerogative of his Majesty, his Heirs and Successors, of granting to any Person or Persons, Body Politic or Corporate, the Privilege of holding Fairs or Markets, in any such Manner as he or they, by his or their Royal Letters Patent, or by his or their Instructions to the Governor or Commander in Chief of this Dominion, for the Time being, shall think fit.'

The said Amendment being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Ordered, That Mr *Mercer* do carry the Bill to the Council, and acquaint them, that this House doth agree to the Amendment made by them.

The House proceeded to take into Consideration the Amendments made by the Council

¹ Statutes at Large, *Great Britain*, Vol. VII, p. 62. ² *Ibid*, Vol. VI, p. 768. ³ *Hening*, VIII, p. 400.

⁴ *Ibid*, VIII, p. 418.

Council to the Bill, intituled *An Act to dock the Intail of Five Hundred and Fifty Acres of Land, in the County of Gloucester, whereof Sarah, the Wife of John Rootes, Gentleman, is seized, and for vesting the same in Trustees for the Purposes therein mentioned.*

And the said Amendments were read, and are as followeth, *viz.*

Page 2, Line 9. Leave out "*to the Use of the said John Rootes, during the joint Lives of him and the said Sarah his Wife, and to the longest Liver of the said John and Sarah, for his or her Life, and from and after the Death of the Survivor of them, then the said Slaves and their Increase,*" and insert "*to the sole and separate Use of the said Sarah, for and during her natural Life, and from and after the Death of the said Sarah to the Use of the said John Rootes, during his Life, and after the Death of the longest Liver of them, then the said Slaves and their Increase,*" instead thereof.

Line 16. Leave out "*Provided nevertheless, that the Slaves so annexed, and their future Increase, shall be liable to be taken in Execution, and sold for satisfiying and paying the just Debts of the Tenant in Tail, for the Time being, in the same Manner as other intailed Slaves are liable; and shall moreover be subject to the Payment of the Debts of the said John Rootes, for and during his Life and Interest in the said Slaves, in the same Manner as the said Land would have been subject in Case this Act had never been made.*"

The said Amendments being severally read a second Time, were, upon the Question severally put thereupon, disagreed to by the House.

Ordered, That a Message be sent to the Council to inform them, that this House cannot agree to the Amendments by them proposed to the said Bill, and desire that they will pass the same without the Amendments; and that Mr Edmund Pendleton do carry the said Message.

The Order of the Day being read;

The House resolved itself into a Committee of the whole House, to consider further of the Bill to continue and amend the Act, intituled *An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs.*

Mr Speaker left the Chair.

Mr Bland took the Chair of the Committee.

Mr Speaker resumed the Chair.

Mr Bland reported from the Committee, that they had made a further Progress in the Bill; and that he was directed by the Committee to move that they may have leave to sit again.

Resolved, That this House will, Tomorrow, resolve itself into a Committee of the whole House, to consider further of the said Bill.

And then the House adjourned till Tomorrow Morning Ten of the Clock.

Thursday, the 21st of June, 10 Geo. III. 1770.

MR Archibald Cary reported, from the Committee of Public Claims, that the Committee had had under their Consideration several Claims to them ²⁴⁸ referred, and had come to several Resolutions thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the Claim of Matthew Anderson, to be allowed for 151 Days Pay, as a Serjeant in Captain John Hickman's Company, in 1759, be rejected, it appearing that it was the general Custom of the Officers to draw the whole Pay for their Men.

Resolved, That it is the Opinion of this Committee, that the Claim of George Boyd, to be allowed for Work done on Mayo Fort, be rejected, for want of Proof.

Resolved, That it is the Opinion of this Committee, that the Claim of Joshua Powell, to be allowed for 25 Days Pay as Ensign under Captain John Dickinson, and serving as a Carpenter at the building of Black Water Fort 105 Days, in the Year 1759, be rejected, for want of Proof.

Resolved

¹ Hening, VIII, p. 483.

² Ibid, IV, p. 247.

Resolved, That it is the Opinion of this Committee, that the Claim of *John Hickman*, to be allowed for Ferriages of Criminals, in the Year 1767, be rejected.

The said *Resolutions* being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

The House was moved that the Act of Parliament of *Great-Britain*, made in the 9th Year of the Reign of his present Majesty, intituled *An Act to repeal so much of an Act made in the 7th Year of his present Majesty's Reign, intituled An Act for granting certain Duties in the British Colonies and Plantations in America; for allowing a Draw-back of the Duties of Customs upon the Exportation, from this Kingdom, of Coffee and Cocoa Nuts of the Produce of the said Colonies or Plantations; for discontinuing the Draw-backs payable on China Earthen-Ware exported to America; and for more effectually preventing the Clandestine running of Goods in the said Colonies and Plantations, as relates to the Duties upon Glass, Red Lead, White Lead, Painters Colours, Paper, Paste-Boards, Mill-Boards, and Scale Boards, of the Produce or Manufacture of Great-Britain, imported into any of his Majesty's Colonies in America; and also to the discontinuing the Draw-backs payable on China Earthen-Ware exported to America; and for regulating the Exportation thereof*; might be read.

And the same being read accordingly;

Resolved, *Nemine Contradicente*, That a most humble and dutiful Petition be presented to his Majesty, intreating that his Majesty will be graciously pleased to take into his Royal Consideration the Grievances under which his faithful Subjects of *Virginia* still continue to labour, by having their Property taken from them by Laws to which they have never consented, either personally, or by their Representatives; by being subjected to the Decision of distant and arbitrary Courts of Admiralty, where Trial by Jury, the surest Support of Property, is denied; both which Innovations in the Constitution, tend immediately to deprive his Majesty's ever dutiful Subjects of those great and fundamental Rights, which, until lately, they have constantly enjoyed, and which they and their Forefathers have ever claimed as their unalienable Rights as Men, their Constitutional Rights as Subjects of the British Empire, and their Right by Charters granted to the first Settlers of this Distant Country by his Majesty's Royal Ancestors, Kings of *England*. That to restore the former Happiness and Security of his faithful Subjects of this Colony, his Majesty will be pleased, in his great Wisdom and Goodness, to recommend to his Parliament a total Repeal of certain Acts lately passed for the purpose of raising a Revenue in *America*, and for subjecting *American* Property to the Jurisdiction of distant and arbitrary Courts of Admiralty, where Trial by Jury is not permitted, and where Distance and Interest may both conspire to ruin the Innocent.

Ordered, That a Committee be appointed to draw up a Petition to be presented to his Majesty upon the said Resolution.

And a Committee was appointed of Mr *Richard Henry Lee*, Mr *Bland*, Mr *Henry Lee*, Mr *Treasurer*, Mr *Pendleton*, Mr *Archibald Cary*, and Mr *Harrison*.

Mr *Archibald Cary* reported, from the Committee of Public Claims, that the Committee had had under their Consideration several Petitions, to them referred, and had come to several Resolutions thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that so much of the Petition of *David Ker*, Clerk of the County of *Middlesex*, as relates to the first Sum of Paper Currency, therein mentioned, which was deposited in his Hands by Order of Court, and burnt in the House of *James Gregorie*, his Deputy, is reasonable; and that he ought to be allowed the same, being 56 l. 14 s. by the Public.

Resolved, That it is the Opinion of this Committee, that so much of the said Petition, as relates to the other Sum of 14 l. 5 s. 6 d. Paper Currency, therein mentioned, Part of which had been received by *James Gregorie*, his Deputy, for Clerks Fees, and Part for Fees on Marriage and Ordinary Licences, which was likewise burnt in the said *Gregorie's* House, be rejected; it being uncertain how much of that Sum was received for Fees on Licences.

Resolved

¹ Statutes at Large, *Great Britain*, Vol. VIII. p. 62.

² *Ibid*, Vol. VI. p. 1768.

Resolved, That it is the Opinion of this Committee, that the Petition of *Charles Neilson*, Naval Officer of Port *Rappahannock*, to be allowed the Sum of 9 *l.* which he had received in Paper Bills for Duties on Liquors, and was to have been paid into the Treafury, but was burnt in the Houfe of *James Gregorie*, his Deputy, as fet forth in the faid Petition, is reasonable; and that he ought to be allowed the fame in fettling his Accounts with the Treafury.

Resolved, That it is the Opinion of this Committee, that the Petition of *William Rind*, for an Addition to his Salary, as Public Printer, is reasonable; and that he ought to be allowed the further Sum of 75 *l. per annum*, as a Confideration for the Increase of Public Bufinefs.

Resolved, That it is the Opinion of this Committee, that the Petition of *Joseph Saunders*, to be allowed for the Horfe therein mentioned, be rejected.

Resolved, That it is the Opinion of this Committee, that fo much of the Petition of *William Edwards* and *James Price*, Inspectors of Tobacco, at *Grays Creek* Warehouse, in *Surry* County, as relates to the Hogfhead of uninfpected Tobacco, ftole out of the faid Warehouse in the Year 1763, is reasonable; and that the faid *William Edwards*, whole Property the faid Tobacco was, ought to be allowed the Sum of 9 *l.* 18 *s.* for the fame.

Resolved, That it is the Opinion of this Committee, that fo much of the faid Petition, as relates to the 421 lb. of Tobacco, ftole out of the prized Hogfhead, in *May* laft, be rejected; it appearing that the Houfe, at that Time, was not properly fecured.

Resolved, That it is the Opinion of this Committee, that the Petition of *Benjamin Grymes*, in behalf of himfelf and his Creditors, to be allowed a reasonable Satisfaction for the Damage done their Slave, who was committed to Gaol for Hogftealing, and was Froft-bitten during his Confinement, ought to be referred to the Confideration of the next Seffion of Affembly.

Resolved, That it is the Opinion of this Committee, that the Petition of *John Doncaftle*, to be allowed for Waggonage in the Year 1759, be rejected.

The *eight* firft Resolutions being feverally read a fecond Time, were, upon the Queftion feverally put thereupon, agreed to by the Houfe.

The *ninth* Refolution of the Committee being read a fecond Time;

Ordered, That the faid Refolution be re-committed to the faid Committee of Public Claims.

Resolved, That the further Sum of Seventy-five Pounds *per Annum* be paid, as an additional Salary, to *William Rind*, Printer, to continue to the End of the next Seffion of General Affembly.

Ordered, That M^r *Archibald Cary* do carry the Refolution to the Council, and defire their Concurrence.

Ordered, That M^r *Mofeley*, M^r *Coles*, and M^r *West*, have Leave to be abfent from the Service of this Houfe for the Remainder of this Seffion.

M^r *Archibald Cary* prefented to the Houfe, according to Order, a Bill to dock the Intail of certain Lands whereof *James Rofcow* is feized, for the Purpofes therein mentioned; and the fame was received, and read the firft Time.

And a *Motion* was made, and the Queftion being put, that the Bill be read a fecond Time;

It paffed in the Negative.

Resolved, That the Bill be rejected.

Resolved, That an Addrefs be prefented to the Governor, praying his Excellency to ufe his earneft Intreaties with the Governor of *Maryland*, to recommend it to his Affembly to join this Colony in erecting and fupporting a Light-Houfe on *Cape Henry*, a Meafure we are convinced will conduce much to fecuring the extenfive Trade carried on by both Colonies up the Bay of *Chesapeake*.

Ordered, That the faid Addrefs be prefented to his Excellency, by M^r *Eyre* and M^r *Archibald Cary*.

M^r *Archibald Cary* prefented to the Houfe, according to Order, a Bill to dock the Intail

²⁶⁰ Intail of certain Lands whereof *Francis Eppes* is feized, and for fettling other Lands in Lieu thereof; and the fame was received, and read the firft Time.

Resolved, That the Bill be read a fecond Time,

Resolved, That the Bill be now read a fecond Time.

The *Bill* was accordingly read a fecond Time.

Resolved, That the Bill be committed to M^r *Archibald Cary*, M^r *Osborne*, M^r *Richard Randolph*, and M^r *Adams*.

M^r *Archibald Cary* reported, from the Committee of Public Claims, that the Committee had had under their further Confideration the petition of *Thomas* and *Boswell Godwyne*, Infpectors of Tobacco, at *Bollingbrooke* Warehouse, in *Dimwiddie* County, to them re-committed, and had come to a Refolution thereupon, which they had directed him to report to the Houfe; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Refolution of the Committee was read, and is as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the faid Petition, praying that the faid Infpectors may be allowed for 13 Hogheads of Tobacco, Itolen out of the faid Warehouse laft Year, be rejected; it appearing that the faid Warehouse was, at that Time, Infufficient.

The faid *Refolution* being read a fecond Time, was, upon the Queftion put thereupon, agreed to by the Houfe.

M^r *Archibald Cary* reported, from the Committee of Public Claims, to whom it was referred to ftate an Account of the Difburfements of *Thomas Walker*, *Thomas Rutherford*, *James Wood*, and *Abraham Hite*, Gentlemen, Commiffioners appointed by an Act of the General Affembly, made in the 7th Year of his prefent Majefty's Reign, intituled *An Act for opening a Road through the Frontiers of this Colony to Fort Pitt on the Ohio*, in Execution of the faid Act, that the Committee had ftated an Account of the faid Difburfements accordingly, which they had directed him to report, together with the Refolution of the Committee thereupon, to the Houfe; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the fame was read, and is as followeth, *viz.*

Dr. The Commiffioners in Account with the Colony of *Virginia*. Cr.

	<i>l</i>	<i>s</i>	<i>d</i>
To Cafh received of the Treafurer.	200	0	0
To Balance due to the Commiffioners,	66	14	0
	<hr/>		
	266	14	0
By Cafh paid <i>Abraham Kuykendall</i> and others, for opening, meafuring, and marking the faid Road,	200	0	0
By their Expences at two different Times on the Road, with two Pilots,	11	0	0
By their Affumption to <i>Richard Williams</i> , <i>Henry Hougland</i> , <i>John Hougland</i> , and <i>William Crawford</i> , who were employed as Pilots in finding out a nearer and more convenient Road, for 19 Days, each at 4s. <i>per</i> Day,	15	4	0
By <i>Abraham Hite</i> , for 25 Days Attendance on the faid Road, as a Commiffioner, at 15s. <i>per</i> Day,	18	15	0
By <i>Thomas Rutherford</i> for 12 Days, as ditto,	9	0	0
By <i>James Wood</i> , for 17 Days, as ditto,	12	15	0
	<hr/>		
	266	14	0
	<i>Resolved</i>		

Resolved, That it is the Opinion of this Committee, that *Abraham Hite, Thomas Rutherford* and *James Wood*, acting Commissioners, ought to be allowed the Balance of the above Account, being 66 l. 14 s. as a Satisfaction for their extraordinary Expences and Attendance, as Commissioners, on the said Road.

The said *Resolution* being read a second Time;

A *Motion* was made, and the Question being put, that the House do agree with the Committee in the said Resolution;

It passed in the Negative.

The House, according to Order, resolved itself into a Committee of the whole House, to consider further of the Bill to continue and amend the Act, intituled *An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*.

Mr *Speaker* left the Chair.

Mr *Bland* took the Chair of the Committee.

Mr *Speaker* resumed the Chair.

Mr *Bland* reported from the Committee, that they had gone through the Bill, and made several Amendments thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Report was read.

And the first of the Amendments made by the Committee to the said Bill being read a second Time, was, upon the Question put thereupon, agreed to by the House.

A *Message* from the Council by Mr *Hubard*;

Mr *Speaker*,

The Council do insist upon the Amendments made by them to the Bill, intituled An Act for encouraging the making Hemp, disagreed to by this House, and desire the House will recede from their Disagreement thereunto: And also,

The Council do insist upon the Amendments made by them to the Bill, intituled An Act to dock the Intail of Five Hundred and Fifty Acres of Land, in the County of Gloucester, whereof Sarah, the Wife of John Rootes, Gentleman, is seized, and for vesting the same in Trustees for the Purposes therein mentioned, disagreed to by this House, and desire the House will recede from their Disagreement thereunto: And also,

The Council have agreed to the Treasurer's Accounts.

And he presented the said Accounts at the Bar.

And then the Messenger withdrew.

Ordered, That Mr *Archibald Cary* do carry the Treasurer's Accounts to the Governor, and desire his Excellency's Assent thereto.

The House resumed the further Consideration of the Report from the Committee of the whole House, to whom the bill to continue and amend the Act, intituled *An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*, was committed.

And several other *Amendments*, made by the Committee to the said Bill, being severally read a second Time, were, upon the Question severally put thereupon, with Amendments to some of them, agreed to by the House.

Ordered, That the further Consideration of the said Report be adjourned till *Saturday* next.

The *Order* of the Day being read, for the House to resolve itself into a Committee of the whole House upon the Bill for the Inspection of Hemp;

Resolved, That this House will, upon *Saturday* next, resolve itself into a Committee of the whole House, upon the said Bill.

The *Order* of the Day being read, for the House to resolve itself into a Committee of the whole House, upon the Bill to make Provision for the Support and Maintenance of Ideots, Lunatics, and other Persons of unfound Minds;

Resolved, That this House will, upon *Saturday* next, resolve itself into a Committee of the whole House, upon the said Bill.

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¹ Hening, IV, p. 247.

² Ibid, VIII, p. 363.

³ Ibid, VIII, p. 483.

⁴ Ibid, IV, p. 247.

The *Order* of the Day being read, for the House to resolve itself into a Committee of the whole House, upon the Bill declaring Slaves to be personal Estate, and for other Purposes therein mentioned;

Resolved, That this House will, upon *Saturday* next, resolve itself into a Committee of the whole House, upon the said Bill.

The *Order* of the Day being read, for the House to take into Consideration the Amendment made by the Committee of the whole House, to the Bill for regulating the Election of Vestries;

Ordered, That the Consideration of the said Amendment be further adjourned till *Saturday* next.

The other *Order* of the Day being read;

Ordered, That the Call of the House be further adjourned till *Saturday* next.

And then the House adjourned till Tomorrow Morning Ten of the Clock.

Friday, the 22d of June. 10 Geo. III. 1770.

ORDERED, That Leave be given to bring in a Bill to prevent the exorbitant Exactions of the Collectors of the County and Parish Levies; and that Mr *Bland* do prepare and bring in the same.

Mr *Treasurer* reported, from the Committee for Religion, to whom it was referred to state an Account of the Expences of travelling and Attendance of the Witnesses, who were examined before the said Committee, touching the Matters set forth and complained of in the petition of fundry Inhabitants of the Parish of *Suffolk*, in the County of *Nanfemond*, on the East Side of the River, that the Committee had stated an Account of the said Expences accordingly, which they had directed him to report, together with the Resolution of the Committee thereupon, to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the said Expences ought to be defrayed by the several Persons who subscribed the said Petition, according to the Account below stated.

Witnesses.	Attendance.	Distance.	Total Tobacco.	Ferriage.
<i>Thomas Godwin,</i>	3 Days	40 Miles twice	420	0 10 0
<i>William Wise,</i>	3	54	504	0 15 0
			924	1 5 0

It appears to your Committee, that *Jonathan Godwin, James Godwin, Miles King, Thomas Buxton,* and *John Drew*, five of the Members of the Vestry of the said Parish, did attend the Committee in Order to make their Defence, touching the Subject-Matter of the said petition, an Account of whose travelling and Attendance is likewise stated; but whether the said Vestrymen ought to be paid the said Expences by the said Petitioners, is submitted to the Consideration of the House.

Vestrymen.	Attendance.	Distance.	Total Tobacco.	Ferriage.
<i>Jonathan Godwin,</i>	3 Days	40 Miles twice	420	0 10 0
<i>James Godwin,</i>	3	44	444	0 10 0
<i>Miles King,</i>	3	50	480	0 15 0
<i>Thomas Buxton,</i>	3	45	450	0 15 0
<i>John Drew,</i>	2	45	255	5
			2049	2 15 0

The said *Resolution* of the Committee being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Resolved, That the Expences of the Vestrymen, in the said Report mentioned, be paid by the Subscribers to the said Petition, who did not retract the same.

Ordered

Ordered, That it be an Inſtruction to the ſaid Committee, who are appointed to prepare and bring in a Bill purſuant to the Reſolution of the ſaid Committee, which, upon *Monday* laſt, was agreed to by the Houſe, that they make Proviſion in the ſaid Bill for paying the Expences of the ſaid Witneſſes and Veſtrymen, purſuant to the ſaid Reſolutions of this Day.

Mr *Treafurer* reported, from the Committee for Religion, to whom the Bill for the Relief of Pariſhes from ſuch Charges as may ariſe from Baſtard Children, born within the ſame, was committed, that the Committee had gone through the Bill, and made ſeveral Amendments thereunto, which they had directed him to report to the Houſe; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a ſecond Time, one by one; and, upon the Queſtion ſeverally put thereupon, were agreed to by the Houſe, and ſeveral Amendments were made by the Houſe to the Bill.

Ordered, That the Bill, with the Amendments, be ingroſſed.

Mr *Bland* preſented to the Houſe, according to Order, a Bill to prevent the exorbitant Exactions of the Collectors of the County and Pariſh Levies; and the ſame was received, and read the firſt Time.

Reſolved, That the Bill be read a ſecond Time.

Reſolved, That the Bill be now read a ſecond Time.

The *Bill* was accordingly read a ſecond Time.

Ordered, That the Bill be ingroſſed.

A *Bill* to dock the Intail of certain Lands whereof *Richard Johnſon*, Gentleman, is ſeized, and for ſettling other Lands and Slaves to the ſame Uſes, was read a ſecond Time.

Reſolved, That the Bill be committed to Mr *Johnſon*, Mr *Anderson*, Mr *Lyne*, Mr *John Tayloe Corbin*, Mr *Braxton*, Mr *Moore*, and Mr *Edmund Pendleton*.

A *Bill* to dock the Intail of certain Lands whereof *John Wormeley*, Gentleman, is ſeized, and for ſettling other Lands and Slaves to the ſame Uſes, was read a ſecond Time.

Reſolved, That the Bill be committed to Mr *Dudley Digges*, Mr *Nelson*, Mr *Charles Carter*, of *Lancaſter*, Mr *Mitchell*, Mr *Treafurer*, and Mr *Lewis Burwell*, of *James City*.

An ingroſſed *Bill* to continue and amend the Act for the better regulating and diſciplining the Militia, was read the third Time.

Reſolved, That the Bill do paſs; and that the Title be, *An Act to continue and amend the Act for the better regulating and diſciplining the Militia*.

Ordered, That Mr *Bland* do carry the Bill to the Council, and deſire their Concurrence.

Mr *Eyre* reported to the Houſe, that their Addreſs of Yeſterday to the Governor, to uſe his earneſt Intreaties with the Governor of *Maryland*, to recommend it to his Aſſembly to join this Colony in erecting and ſupporting a Light-Houſe on *Cape Henry*, had been preſented to his Excellency, and that his Excellency had directed him to acquaint this Houſe, that the Subject-Matter of the Addreſs was extremely agreeable to him, and that he would take the earlieſt Opportunity of writing to the Governor of *Maryland* on the Expediency of the Meaſure propoſed.

An ingroſſed *Bill* to repeal an Act made in the 22d Year of his late Maſteſty's Reign, intituled *An Act concerning Strays*; and to eſta bliſh a more effectual Method to prevent Frauds committed by Perſons taking up Strays, was read the third Time.

Reſolved, That the Bill do paſs; and that the Title be, *An Act to repeal an Act made in the 22d Year of his late Maſteſty's Reign, intituled An Act concerning Strays; and to eſta bliſh a more effectual Method to prevent Frauds committed by Perſons taking up Strays*.

Ordered, That Mr *Stark* do carry the Bill to the Council, and deſire their Concurrence.

Mr *Archibald Cary* reported from the Committee of Public Claims, that the Committee had had under their Conſideration ſeveral Claims for executed Slaves, and other Matters to them referred, and had ſtated an Account thereof, which they had directed him

¹ Hening, VIII. p. 241.

² Ibid. VI, p. 133.

³ Ibid, VIII. p. 354.

him to report, together with the Resolution of the Committee thereupon, to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, *viz.*

To *Carter Crafford*, jun. Orphan of *John Crafford*, deceased, for his Negro Man Slave *Jeffery*, who was condemned and executed for Burglary, and by the Court of the County of *Warwick* valued at 65 *l.*

To *Catharine Hubbard*, for her Negro Man Slave *Isaac*, who was condemned and executed for Felony, and by the Court of the County of *York* valued at 70 *l.*

To the Estate of *Ralph Piggot*, deceased, for *Luke*, a Negro Man Slave belonging to the said Estate, who was condemned and executed for Felony, and by the Court of the County of *Norfolk* valued at 60 *l.*

To *John Hall*, for his Negro Man Slave *Cæsar*, who was condemned and executed for a Rape, and by the Court of the County of *Bedford* valued at 80 *l.*

To *Maximilian Robinson*, for his Negro Man Slave *Bob*, who was condemned and executed for Murder, and by the Court of the County of *King George* valued at 60 *l.*

To *George Jamieson*, for his Negro Man Slave *Lewis*, who was condemned and executed for Felony, and by the Court of the County of *Princess Anne* valued at 50 *l.*

To *Thomas Thompson*, for his Negro Man Slave *Glasgow*, who was condemned and executed for Felony, and by the Court of the County of *Norfolk* valued at 60 *l.*

To *John Lee*, for his Negro Man Slave *Frank*, who was condemned and executed for Felony, and by the Court of the County of *Essex* valued at 70 *l.*

To *Aaron Thorpe*, for his Negro Man Slave *Will*, who was condemned and executed for Felony, and by the Court of the County of *Southampton* valued at 60 *l.*

To *John Lewelling*, for his Negro Man Slave *Limus*, who was condemned and executed for Felony, and by the Court of the County of *Norfolk* valued at 75 *l.*

To *Meriwether Smith*, for his Negro Woman *Betty*, who was condemned and executed, and by the Court of the County of *Effex* valued at 80 *l.*

To *Carter Braxton*, for Provisions furnished the *Catawba Indians* on their March to join his Majesty's Forces on the *Ohio*, in 1759, 3 *l.* 8 *s.* 8 *d.*

To *Adam Wayland*, for a Gun, impressed for the Use of the *Culpeper Militia*, in 1764, 1 *l.* 10 *s.*

To *Joseph Pollard*, for ditto, in 1763, 1 *l.* 15 *s.*

To *Joseph Worshbourn*, for ditto, in ditto, 1 *l.* 7 *s.* 6 *d.*

To *Henry Field*, jun. for ditto, in ditto, 2 *l.* 5 *s.*

To *George Latham*, for ditto, for *Fauquier Militia*, 1 *l.*

To *Thomas Harrison*, Assignee of *Charles Jones*, for ditto, in 1763, 15 *s.*

To *Burr Barton*, for ditto, in 1763 or 1764, 15 *s.*

To *Samuel Blackwell*, for ditto, for *Prince William Militia*, 2 *l.*

To *George Henry*, for ditto, 2 *l.*

To *William Courtney*, for ditto, 1 *l.* 17 *s.* 6 *d.*

To *Thomas Claiborne*, for Ferriage of Sheriffs with Criminals, in 1767 and 1768, 2 *l.* 13 *s.* 6 *d.*

To *William Rind*, for Printing, and Binding Books, the last Emission of Paper Currency, 80 *l.*

To *Joseph Kidd*, for Guilding and Painting the Dial-Plates and Arms of the Clock and Weather Cock of the Capitol, 35 *l.*

To *Joshua Kendall*, for the Ornaments of the Capitol Gates, Leading the Balls, and Painting, 7 *l.* 10 *s.*

To *Samuel Boufsh*, Treafurer of *Norfolk County*, to reimburse the said County for sundry Sums advanced by Order of the Justices to *James Patrick*, *Robert Atkin*, and *William Honeycomb*, Mariners, detained in the County as Witneffes for the Crown, against *David Ferguson*, a Criminal, now in the Public Gaol, for Murder, 36 *l.*

Resolved, That it is the Opinion of this Committee, that the said Claims are reasonable, and that the respective Claimants ought to be allowed for the same by the Public

The

The said *Resolution* being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Ordered, That Mr *James Walker* and Mr *Scott* have Leave to be absent from the Service of this House for the Remainder of this Session. 255

Mr *Archibald Cary* reported, from the Committee of Public Claims, to whom the Petition of *Bowler Cocke* and *Charles Carter*, Esquires, was re-committed, that the Committee had further examined the Matter of the said petition, and come to a Resolution thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolution of the Committee was read, and is as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that from the several Depositions and Coroner's Inquest hereto annexed, and to which your Committee begs Leave to refer the House, the said petition is reasonable; and that the petitioners ought to be allowed for the Slave *Tom* the Sum of Eighty five Pounds, for *Matt* One Hundred Pounds, and for *Phil* Eighty-five Pounds; and also the Sum of Twenty five Pounds for reimbursing them the Surgeon's Charge for attending and dressing the Slaves concerned in the Infurrection, in the said Petition mentioned.

The said *Resolution* being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Mr *Archibald Cary* reported from the Committee, to whom the Bill to dock the Intail of certain Lands whereof *Francis Eppes* is seized, and for settling other Lands in Lieu thereof, was committed, that the Committee had examined the Allegations of the Bill, and found the same to be true; and that the Committee had gone through the Bill, and made several Amendments thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a second Time, one by one; and, upon the Question severally put thereupon, were agreed to by the House.

Ordered, That the Bill, with the Amendments, be ingrossed.

Ordered, That it be an Instruction to the Committee, to whom the Bill for dividing the Parish of *Frederick*, in the County of *Frederick*, into three distinct Parishes, is committed, that they have Power to receive a Clause or Clauses to empower the Vestry of the Parish of *Cameron*, in the County of *Loudoun*, when elected, to sell their Glebe Lands, and purchase a more convenient Glebe, in Lieu thereof.

An ingrossed *Bill* to dock the Intail of certain Lands whereof *Robert Burwell*, Esq; is seized, in Tail Male, and for settling other Lands, of greater Value, in Lieu thereof, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act to dock the Intail of certain Lands whereof Robert Burwell, Esq; is seized, in Tail Male, and for settling other Lands, of equal Value, in Lieu thereof.*

Ordered, That Mr *Richard Baker* do carry the Bill to the Council, and desire their Concurrence.

And then the House adjourned till To-morrow Morning Ten of the Clock.

Saturday, the 23d of June, 10 Geo. III. 1770.

AN ingrossed *Bill* to prevent the exorbitant Exactions of the Collectors of the County and Parish Levies, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act to prevent the exorbitant Exactions of the Collectors of the County and Parish Levies.*

Ordered, That Mr *Carrington* do carry the Bill to the Council, and desire their Concurrence. 256

Ordered

¹ Hening, VIII. p. 448.

² Ibid, VIII, p. 381.

Ordered, That the Order of the Day for refuming the adjourned Consideration of the Report, which was made from the Committee of the whole Houfe, to whom the Bill to continue and amend the Act, intituled *An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*, was committed, be now read.

And the faid *Order* being read accordingly;

The Houfe refumed the adjourned Consideration of the faid Report.

And the Refidue of the *Amendments* made by the Committee to the faid Bill, being feverally read a fecond Time, were, upon the Queftion feverally put thereupon, agreed to by the Houfe.

Ordered, That the Bill, with the Amendments, be ingroffed.

The Houfe proceeded to take into Consideration the Amendments infifted on by the Council to the Bill, intituled *An Act for encouraging the making Hemp*, difagreed to by the Houfe.

And the fame being twice read;

Resolved, That this Houfe doth adhere to their Difagreement to the faid Amendments.

Ordered, That a Meffage be fent to the Council to inform them, that this Houfe doth adhere to their Difagreement to the Amendments by them infifted on to the faid Bill, and defire that they will pafs the Bill, without the Amendments; and that M^r *Harrifon* do carry the faid Meffage.

The *Order* of the Day being read for the Houfe to refolve itfelf into a Committee of the whole Houfe, upon the Bill declaring Slaves to be perfonal Eftate; and for other Purpofes therein mentioned;

Resolved, That this Houfe will, upon *Monday* next, refolve itfelf into a Committee of the whole Houfe, upon the faid Bill.

Ordered, That M^r *Edmund Pendleton*, M^r *Robert Munford*, of *Mecklenburg*, M^r *Gawin Corbin*, M^r *Wallace*, M^r *Eyre*, and M^r *Henry*, have Leave to be abfent from the Service of this Houfe for the Remainder of this Seffion.

The Houfe proceeded to take into Consideration the Amendments infifted on by the Council to the Bill, intituled *An Act to dock the Intail of Five Hundred and Fifty Acres of Land, in the County of Gloucefter, whereof Sarah, the Wife of John Rootes, Gentleman, is feized, and for vefting the fame in Trustees for the Purpofes therein mentioned*, difagreed to by the Houfe.

The faid *Amendments* were twice read;

And the *Queftion* being put, that this Houfe doth infift upon their Difagreement to the faid Amendments;

It paffed in the Negative.

Ordered, That M^r *Mercer* do carry the Bill to the Council, and acquaint them, that this Houfe hath agreed to the Amendments made by them.

M^r *Archibald Cary* reported from the Committee, to whom the Bill for eftablifhing a Town at *Rocky Ridge*, in the County of *Chefterfield*, and for adding certain Lots to the Town of *Richmond*, in the County of *Henrico*, was committed, that the Committee had gone through the Bill, and made feveral Amendments thereunto, which they had directed him to report to the Houfe, and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a fecond Time, one by one, and, upon the Queftion feverally put thereupon, were agreed to by the Houfe.

Ordered, That the Bill, with the Amendments, be ingroffed.

Ordered, That the Order of the Day for refuming the adjourned Consideration of the Report which was made from the Committee of the whole Houfe, to whom the Bill for regulating the Election of *Veftries* was committed, be now read.

And the faid *Order* being read accordingly;

The Houfe refumed the adjourned Consideration of the faid report.

And the *Amendment* made by the Committee, to the faid Bill being read a fecond Time

¹ Hening, IV, p. 247.

² Ibid, VIII, p. 363.

³ Ibid, VIII, p. 483.

Time, was, upon the Question put thereupon, with an Amendment, agreed to by the House.

Ordered, That the Bill, with the Amendment, be ingrossed.

Ordered, That Mr *Banister* have Leave to be absent from the Service of this House till *Friday* next.

An ingrossed *Bill* for appointing several new Ferries, and for other Purposes therein mentioned, was read the third Time.

An ingrossed *Clause* was offered to be added to the Bill, by Way of Rider, to repeal so much of an Act of General Assembly, exempting all the Inhabitants of the Parish of *Suffolk*, in the County of *Nanfemond*, from Payment of Ferriage for passing *Nanfemond* River, as relates to all the said Inhabitants, except the Minister.

And the said *Clause* was thrice read, and, upon the Question put thereupon, was agreed to by the House, to be made Part of the Bill, by Way of Rider.

Resolved, That the Bill do pass; and that the Title be, *An Act for appointing several new Ferries; and for other Purposes therein mentioned.*

Ordered, That Mr *Treasurer* do carry the Bill to the Council, and desire their Concurrence.

The *Order* of the Day being read, for the House to resolve itself into a Committee of the whole House, upon the Bill for the Inspection of Hemp.

Resolved, That this House will, upon *Monday* next, resolve itself into a Committee of the whole House, upon the said Bill.

Mr *Mercer* reported from the Committee, to whom the Bill for dividing the Parish of *Frederick*, in the County of *Frederick*, into three distinct Parishes, was committed, that the Committee had gone through the Bill, and made several Amendments thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a second Time, one by one, and, upon the Question severally put thereupon, were, with Amendments to some of them agreed to by the House.

Ordered, That the Bill, with the Amendments, be ingrossed.

An ingrossed *Bill* for dissolving the Vestry of the Parish of *Hungar's*, in the County of *Northampton*, was read the third Time.

An ingrossed *Clause* was offered to be added to the Bill, by Way of Rider, for enabling the Vestries of the Parishes in the Bill mentioned, notwithstanding their dissolution, to prosecute and defend Suits already commenced by and against them.

And the said *Clause* was thrice read, and, upon the Question put thereupon, was agreed to by the House, to be made a Part of the Bill, by Way of Rider.

Resolved, That the Bill do pass; and that the Title be, *An Act for dissolving the several Vestries therein mentioned.* 258

Ordered, That Mr *Treasurer* do carry the Bill to the Council, and desire their Concurrence.

Mr *Edmund Pendleton* reported from the Committee, to whom the Bill, to dock the Intail of certain Lands whereof *Richard Johnson*, Gentleman, is seized, and for settling other Lands and Slaves, to the same Uses, was committed, that the Committee had examined the Allegations of the Bill, and found the same to be true; and that the Committee had gone through the Bill, and made several Amendments thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a second Time, one by one, and, upon the Question severally put thereupon, were agreed to by the House.

Ordered, That the Bill, with the Amendments, be ingrossed.

The *Order* of the Day being read, for the House to resolve itself into a Committee of the whole House, upon the Bill to make Provision for the Support and Maintenance of Ideots, Lunatics and other Persons of unsound Mind;

Resolved

¹ Henning, VIII, p. 368.

² Ibid, VIII, p. 432.

Resolved, That this House will, upon *Monday* next, resolve itself into a Committee of the whole House upon the said Bill.

An ingrossed *Bill* to amend the Act, intituled *An Act to amend the Act for better Government of Servants and Slaves* was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act to amend the Act intituled An Act to amend the Act for the better Government of Servants and Slaves*.

Ordered, That M^r *Treasurer* do carry the Bill to the Council, and desire their Concurrence.

A *Bill* to repeal Part of an Act, intituled *An Act of free and general Pardon, Indemnity and Oblivion*, was read a second Time.

Ordered, That the Bill be ingrossed.

An ingrossed *Bill* to amend an Act, intituled *An Act against stealing Hogs*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be *An Act to amend an Act, intituled An Act against stealing Hogs*.

Ordered, That M^r *Carrington* do carry the Bill to the Council, and desire their Concurrence.

The other *Order* of the Day being read;

Ordered, That the Call of the House be further adjourned till *Monday* next.

A *Bill* for encouraging the making Wine, was read a second Time.

Ordered, That the Bill be ingrossed.

An ingrossed *Bill*, for adding Part of the City of *Williamsburg* to *James City* County and for other Purposes therein mentioned, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act to annex Part of the County of York to the County of James City, and for other Purposes therein mentioned*.

Ordered, That M^r *Treasurer* do carry the Bill to the Council, and desire their Concurrence.

²⁵⁹ A *Bill* to regulate the Inoculation of the Small-Pox, within this Colony, was read a second Time.

Resolved, That the Bill be committed to M^r *Treasurer*, M^r *Wilson Miles Cary*, M^r *Henry Lee* and M^r *Edmund Pendleton*.

And then the House adjourned till Monday Morning next, Ten of the Clock.

Monday, the 25th of June. 10 Geo. III. 1770.

A N ingrossed *Bill* to continue and amend the Act, intituled *An Act for amending the Staple of Tobacco*, and preventing Frauds in his Majesty's Customs, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act to continue and amend the Act, intituled An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*;

Ordered, That M^r *Archibald Cary* do carry the Bill to the Council, and desire their Concurrence.

The House, according to Order, resolved itself into a Committee of the whole House, upon the Bill declaring Slaves to be personal Estate, and for other Purposes therein mentioned.

M^r *Speaker* left the Chair.

M^r *Treasurer* took the Chair of the Committee.

M^r *Speaker* resumed the Chair.

M^r *Treasurer* reported from the Committee, that they had gone through the Bill, and made several Amendments thereunto, which they had directed him to report, when the House will please to receive same.

Ordered

¹ Hening, VIII, p. 358.

² Ibid, II. p. 458.

³ Ibid, VI, p. 121.

⁴ Ibid, VIII. p. 385.

⁵ Ibid, VIII. p. 419.

⁶ Ibid, IV. p. 247.

⁷ Ibid, VIII. p. 318.

Ordered, That the Report be received Tomorrow.

An ingrossed *Bill* to repeal Part of an Act, intituled *An Act of free and general Pardon, Indemnity and Oblivion*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act to repeal Part of an Act, intituled An Act of free and general Pardon, Indemnity and Oblivion*.

Ordered, That Mr *Eyre* do carry the Bill to the Council, and desire their Concurrence.

The Order of the Day being read, for the House to resolve itself into a Committee of the whole House, upon the Bill for the Inspection of Hemp;

Resolved, That this House will, Tomorrow, resolve itself into a Committee of the whole House, upon the said Bill.

An ingrossed *Bill* for better regulating the Election of Vestries, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act for better regulating the Election of Vestries*.

Ordered, That Mr *Mercer* do carry the Bill to the Council, and desire their Concurrence.

The Order of the Day being read, for the House to resolve itself into a Committee of the whole House, upon the Bill to make Provision for the Support and Maintenance of Ideots, Lunatics, and other Persons of unsound Mind;

Resolved, That this House will, Tomorrow, resolve itself into a Committee of the whole House, upon the said Bill.

An ingrossed *Bill* for encouraging the making Wine, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act for encouraging the making Wine*.

Ordered, That Mr *Harrison* do carry the Bill to the Council, and desire their Concurrence.

Mr *Mercer* reported from the Committee, to whom the Bill for the better regulating the Office of Sheriffs and their Deputies, was committed, that the Committee had directed him to report the Bill, to the House, without any Amendment; and he delivered the Bill in at the Clerk's Table.

A Motion was made, and the Question being put, that the Bill be ingrossed.

It passed in the Negative.

Resolved, That the Bill be rejected.

An ingrossed *Bill* for dividing the Parish of *Frederick*, in the County of *Frederick* into three distinct Parishes, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act for dividing the Parishes of Frederick, in the County of Frederick, and Cameron, in the County of Loudoun, and for other Purposes therein mentioned*.

Ordered, That Mr *Rutherford* do carry the Bill to the Council, and desire their Concurrence.

Ordered, That Mr *Carrington* have Leave to be absent from the Service of this House for the Remainder of this Session.

An ingrossed *Bill* for the Relief of Parishes from such Charges as may arise from Bastard Children born within the same, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act for the relief of Parishes, from such Charges as may arise from Bastard Children born within the same*.

An ingrossed *Bill* to explain and amend the Act, intituled *An Act to confirm the Charter of the Borough of Norfolk, and for enlarging the Jurisdiction of the Court of Hustings, in the City of Williamsburg*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act to explain certain Doubts touching the Jurisdiction of the Court of Hustings, of the City of Williamsburg*.

Ordered, That Mr *Treasurer* do carry the Bill to the Council, and desire their Concurrence.

A

¹ Hening, II, p. 458.

² Not recorded as a law.

³ Hening, VIII, p. 364.

⁴ Ibid, VIII, p. 425.

⁵ Ibid. VIII, 374.

⁶ Ibid. IV, p. 541.

⁷ Ibid, VIII, p. 401.

A *Bill* to prevent Hogs and Dogs running at Large, on the Island of *Gingoteague*, was read a second Time.

Ordered, That the *Bill* be ingrossed.

An ingrossed *Bill* to dock the Intail of certain Lands whereof *Francis Eppes* is seized, and for settling other Lands in Lieu thereof, was read the third Time.

Resolved, That the *Bill* do pass; and that the Title be, *An Act to dock the Intail of certain Lands whereof Francis Eppes is seized, and for settling other Lands, in Lieu thereof.*

Ordered, That *M^r Archibald Cary* do carry the *Bill* to the Council, and desire their Concurrence.

The other *Order* of the Day being read;

Ordered, That the Call of the House be further adjourned till Tomorrow.

An ingrossed *Bill* to dock the Intail of certain Lands, whereof *Richard Johnson*, Gentleman, is seized, and for settling other Lands and Slaves to the same Uses, was read the third Time.

Resolved, That the *Bill* do pass; and that the Title be, *An Act to dock the Intail of certain Lands whereof Richard Johnson, Gentleman, is seized, and for settling other Lands and Slaves to the same Uses.*

Ordered, That *M^r Archibald Cary* do carry the *Bill* to the Council, and desire their Concurrence.

And then the House adjourned till Tomorrow Morning Ten of the Clock.

Tuesday, the 26th of June. 10 Geo. III. 1770.

ORDERED, That the Administrators of *John Robinson*, Esq; do lay before this House, at the next Session, a List of the Names of all those who are indebted to the Estate of the said *John Robinson*, Esq; with an exact Account of the Balances respectively due from such Persons.

M^r Treasurer, according to Order, reported from the Committee of the whole House, to whom the *Bill* declaring Slaves to be personal Estate, and for other Purposes therein mentioned, was committed, the Amendments which the Committee had made to the *Bill*, and which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the *Bill*, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a second Time, one by one, and, upon the Question severally put thereupon, some of them were disagreed to, and the rest were agreed to by the House.

A *Motion* was made, and the Question being put, that the *Bill*, with the Amendments, be ingrossed;

It passed in the Negative.

Resolved, That the *Bill* be rejected.

The House according to Order, resolved itself into a Committee of the whole House, upon the *Bill* to make Provision for the Support and Maintenance of Ideots, Lunatics, and other Persons of unsound Mind.

M^r Speaker left the Chair.

M^r Treasurer took the Chair of the Committee.

M^r Speaker resumed the Chair.

M^r Treasurer reported from the Committee, that they had gone through the *Bill*, and made several Amendments thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the *Bill*, with the Amendments, in at the Clerk's Table, where the Amendments were once read throughout, and then a second Time, one by one, and, upon the Question severally put thereupon, were agreed to by the House.

Ordered, That the *Bill*, with the Amendments, be ingrossed.

A

¹ Hening, VIII. p. 450.

² Ibid, VIII, p. 455.

A *Meffage* from the Council by M^r *Hubard*;

M^r *Speaker*,

The Council recede from the Amendment made by them to the Bill intituled An Act¹ for encouraging the making Hemp, to which the Houfe have difagreed: And alfo,

The Council have agreed to the Bill, intituled An Act² for encouraging the making Wine, without any Amendment: And alfo,

The Council have agreed to the Bill, intituled An Act³ to amend the Act, intituled an Act to amend the Act for the better Government of Servants and Slaves, without any Amendment: And alfo,

The Council have agreed to the Bill, intituled An Act⁴ for dividing the Parifhes of Frederick, in the County of Frederick, and Cameron, in the County of Loudoun, and for other Purpofes therein mentioned, without any Amendment: And alfo,

The Council have agreed to the Bill, intituled An Act⁵ to explain certain Doubts touching the Jurifdiction of the Court of Huftings of the City of Williamsburg, without any Amendment: And alfo,

The Council have agreed to the Bill, intituled An Act⁶ to amend an Act, intituled An Act againft ftealing Hogs, without any Amendment: And alfo,

The Council have agreed to the Bill, intituled An Act⁷ to annex Part of the County of York, to the County of James City, and for other Purpofes therein mentioned, without any Amendment: And alfo,

The Council have agreed to the Bill, intituled An Act⁸ for difolving the feveral Veftries therein mentioned, without any Amendment: And alfo,

The Council have agreed to the Bill, intituled An Act⁹ to dock the Intail of certain Lands whereof Francis Eppes is feized, and for fettling other Lands in Lieu thereof, without any Amendment: And alfo,

The Council have agreed to the Bill, intituled An Act¹⁰ to dock the Intail of certain Lands whereof Richard Johnson, Gentleman, is feized, and for fettling other Lands and Slaves to the fame Ufes, without any Amendment: And alfo,

The Council have agreed to the Refolve for paying an additional Salary to the Printer: And alfo,

The Council have agreed to the Bill, intituled An Act¹¹ for appointing feveral new Ferries, and for other Purpofes therein mentioned, with an Amendment, to which Amendment the Council defire the Concurrence of this Houfe: And alfo,

The Council have agreed to the Bill, intituled An Act¹² to dock the Intail of certain Lands whereof Robert Burwell, Efq; is feized, in Tail Male, and for fettling other Lands, of equal Value, in Lieu thereof, with an Amendment, to which Amendment the Council defire the Concurrence of this Houfe:

And then the *Meffenger* withdrew.

M^r *Treasurer* reported from the Committee, to whom the Bill to regulate the Inoculation of the Small-Pox within this Colony, was committed, that the Committee had directed him to report the Bill to the Houfe, without any Amendment; and he delivered the Bill in at the Clerk's Table.

Ordered, That the Bill be engroffed.

The Houfe proceeded to take into Confideration the Amendment made by the Council to the Bill, intituled *An Act for appointing feveral new Ferries, and for other Purpofes therein mentioned.*

And the faid Amendment was read, and is as followeth, *viz.*

At the End of the *Bill* add, '*And whereas Doubts and Difputes have often arifen, to the great Delay and Hindrance of Paffengers, about the Right which a perfon appointed to keep a Ferry on one Side of a River or Creek hath to take in a Fare on the Oppofite Shore, and to receive the Pay for ferrying over*':

Be

¹ Hening, VIII, p. 363.

² Ibid, VIII, p. 364.

³ Ibid, VIII, p. 358.

⁴ Ibid, VIII, p. 425.

⁵ Ibid, VIII, p. 401.

⁶ Ibid, VIII, p. 385.

⁷ Ibid, VIII, p. 419.

⁸ Ibid, VIII, p. 432.

⁹ Ibid, VIII, p. 450.

¹⁰ Ibid, VIII, p. 455.

¹¹ Ibid, VIII, p. 368.

¹² Ibid, VIII, p. 448.

Be it therefore enacted by the Authority aforesaid, that it shall and may be lawful for any Keeper of a Ferry to take into his Boat or Boats any Passenger or Passengers, Carriage Horses, and Cattle of any Kind whatsoever, on either Side, to convey them over, and to receive the Ferriage for the same, any Law, Usage or Custom to the contrary in any Wise notwithstanding.'

The said Amendment being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Ordered, That Mr Archibald Cary do carry the Bill to the Council, and acquaint them that this House hath agreed to the Amendment made by them.

Mr Nelson reported, from the Committee, to whom the Bill to dock the Intail of certain Lands, whereof John Wormeley, Gentleman, is seized, and for settling other Lands and Slaves to the same Uses was committed, that the Committee had examined the Allegations of the Bill, and found the same to be true; and that the Committee had gone through the Bill, and made an Amendment thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendment, in at the Clerk's Table; where the Amendment was twice read, and upon the Question put thereupon, was agreed to by the House.

Ordered, That the Bill, with the Amendment, be ingrossed.

The House proceeded to take into consideration the Amendment made by the Council to the Bill, intituled *An Act to dock the Intail of certain Lands, whereof Robert Burwell, Esq; is seized, in Tail Male, and for settling other Lands, of equal Value, in Lieu thereof.*

And the said Amendment was read, and is as followeth, viz.

Line 35. Leave out 'Four Thousand Three Hundred,' and insert 'Three Thousand Four Hundred,' instead thereof.

The said Amendment being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Ordered, That Mr Richard Baker do carry the Bill to the Council, and acquaint them, that this House hath agreed to the Amendment made by them.

Mr Archibald Cary reported, from the Committee of Public Claims, to whom the Petition of John Doncastle was re-committed, that the Committee had come to a Resolution thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolution of the Committee was read, and is as followeth, viz.

Resolved, That it is the Opinion of this Committee, that the said petition be referred to the Consideration of the next Session of Assembly.

The said Resolution being read a second Time, was, upon the Question put thereupon, agreed to by the House.

The Order of the Day being read, for the House to resolve itself into a Committee of the whole House upon the Bill for the Inspection of Hemp;

Resolved, That this House will, upon this Day Fortnight, resolve itself into a Committee of the whole House, upon the said Bill.

A Bill for adding Part of the County of Augusta, to the County of Hampshire, was read a second Time.

A Motion was made, and the Question being put, that the Bill be ingrossed;

It passed in the Negative.

Resolved, That the Bill be rejected.

An ingrossed Bill for establishing a Town at Rocky Ridge, in the County of Chesterfield, and for adding certain Lots to the Town of Richmond, in the County of Henrico, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act for establishing Towns at Rocky Ridge, Gloucester Court-House, and Layton's Warehouse; and for other Purposes therein mentioned.*

Ordered

¹ Hening, VIII, p. 448.

² Ibid, VIII, p. 421.

Ordered, That Mr *Archibald Cary* do carry the Bill to the Council, and desire their Concurrence.

Ordered, That Mr *William Cabell* have Leave to be absent from the Service of this House for the Remainder of this Session.

Mr *Archibald Cary* reported, from the Committee of Public Claims, to whom the Petition of *John Wyatt*, *Francis Smith*, and *Joseph Foster*, was referred, that the Committee had examined the Matter of the said Petition, and come to a Resolution thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolution ²⁶⁴ of the Committee was read, and is as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the said Petition praying an Allowance for the Guns which were used in suppressing a late Infurrection of the Slaves of *Bowler Cocke*, and spoiled, as set forth in the said petition, is reasonable; and that the said *John Wyatt* ought to be allowed the Sum of 1 *l.* and 10 *s.* *Francis Smith* 1 *l.* and 10 *s.* and *Joseph Foster* 1 *l.* for the damage done their Guns.

The said *Resolution* being read a second Time, was, upon the Question put thereupon, agreed to by the House.

An ingrossed *Bill* to prevent Hogs and Dogs running at Large on the Island of *Gingoteague*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act to prevent Hogs and Dogs running at Large on the Island of Gingoteague.*

Ordered, That Mr *Simpson* do carry the Bill to the Council, and desire their Concurrence.

Ordered, That the Committee of Public Claims do state an Account of all Sums of Money, which have been agreed to by the House, since the 21st Day of *December* last, to be paid by the Public, and report the same, in an ingrossed Schedule, to the House.

A *Bill* to confirm an Agreement made by *Thomas Talbutt* with the Court of *Norfolk* County, was read a second Time.

Ordered, That the Bill be ingrossed.

The other *Order* of the Day being read;

Ordered, That the Call of the House be further adjourned till Tomorrow.

And then the House adjourned till Tomorrow Morning Ten of the Clock.

Wednesday, the 27th of June, 10 Geo. III. 1770.

AN ingrossed *Bill* to make Provision for the Support and Maintenance of Ideots, Lunatics, and other Persons of unfound Mind, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act to make Provision for the Support and Maintenance of Ideots, Lunatics, and other Persons of unfound Minds.*

Ordered, That Mr *Treasurer* do carry the Bill to the Council, and desire their Concurrence.

An ingrossed *Bill* to regulate the Inoculation of the Small-Pox within this Colony, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act to regulate the Inoculation of the Small-Pox, within this Colony.*

Ordered, That Mr *Treasurer* do carry the Bill to the Council, and desire their Concurrence.

An ingrossed *Bill* to dock the Intail of certain Lands whereof *John Wormeley*, Gentleman, is seized, and for settling other Lands and Slaves to the same Uses, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act to dock the Intail of certain*

¹ Not recorded as a law.

² Hening, VIII, p. 378.

³ Ibid, VIII, p. 371.

⁴ Ibid, VIII, p. 452.

certain Lands, whereof John Wormeley, Gentleman, is seized, and for settling other Lands and Slaves to the same Uses.

Ordered, That M^r Nelson do carry the Bill to the Council, and desire their Concurrence.

265 An ingrossed *Bill* to confirm an Agreement made by *Thomas Talbutt*, with the Court of *Norfolk County*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act to confirm an Agreement made by Thomas Talbutt, with the Court of Norfolk County.*

Ordered, That M^r John Wilson of *Norfolk* do carry the Bill to the Council, and desire their Concurrence.

Resolved, That it be an Instruction to the Committee of Public Claims, to whom it was referred to state an Account of all Sums of Money, which have been agreed by the House, since the Twenty-first Day of *December* last, to be paid by the Public, and Report the same in an ingrossed Schedule to the House, that they make the following Allowances to the Officers of the General Assembly, in the said Schedule, *viz.*

To <i>George Wythe</i> , Clerk of the House of Burgesses,	£. 300 0 0
To <i>Nathaniel Walthoe</i> , Esq; Clerk of the General Assembly,	100 0 0
To the Reverend M ^r <i>Thomas Price</i> , Chaplain to the House,	60 0 0
To M ^r <i>Francis Eppes</i> , Serjeant at Arms attending this House,	85 0 0
To M ^r <i>Richard Starke</i> , Clerk of the Committees of Privileges and Elections, and Propositions and Grievances,	100 0 0
To M ^r <i>Richard Cary</i> , Clerk of the Committees for Religion, and of Trade,	80 0 0
To M ^r <i>Hind Ruffell</i> , Clerk of the Committee of Public Claims,	100 0 0
To M ^r <i>Thomas Everard</i> , Clerk of the Committee for Courts of Justice,	50 0 0
To <i>Robert Hyland, James Lavie, William Hicks, and John Creagh</i> , Door-keepers 20 l. each,	80 0 0
To <i>Christopher Ayscough</i> , Door-keeper to the Council,	20 0 0
To M ^r <i>Benjamin Powell</i> , for cleaning the Capitol,	5 0 0

M^r *Treasurer* reported from the Committee appointed, upon *Thursday* last, to draw up a Petition to be presented to his Majesty, that the Committee had drawn up a petition accordingly, which they had directed him to report to the House; and he read the same in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, *viz.*

MAY IT PLEASE YOUR MOST EXCELLENT MAJESTY,

Graciously to permit your ever dutiful and loyal Subjects, the Burgesses of Virginia, now met in General Assembly, to approach your Royal Presence, and, with all humility, renew their most earnest Entreaties, that your Majesty, in your great Goodness, would be pleased to extend your fatherly Protection to them and all their fellow Subjects in America.

Having, Sire, upon former and recent Occasions, humbly submitted to your Royal Wisdom, our just Claims to be free and exempt from all Taxes imposed on us, without our own Consent, for the Purpose of raising and establishing a Revenue in America, we should not now presume to recall your Majesty's gracious Attention to the same Subject, had we not the most convincing Testimony that the Sentiments and Dispositions of your Majesty's Ministry, confirmed by the Voice of Parliament, still continue extremely unfavorable and alarming to your Majesty's American Subjects; a Reflection to us, at this Time, the more irksome and grievous, as we had, from the late agreeable Prospect flattered ourselves, that a broad and permanent Foundation would soon have been laid, for restoring and perpetuating that pleasing Harmony, which once so happily united the Interests and Affections of all your Majesty's Subjects both British and American.

Words, most gracious Sovereign, cannot sufficiently express the exceeding great Concern and deep Affliction, with which our Minds have been agitated and tortur'd upon finding almost a fix'd and determin'd Resolution in the Parliament of Great-Britain to continue
the

¹ Hening, VIII, p.454.

the several Acts imposing Duties for the sole Purpose of raising a Revenue in America; exposing the persons and Estates of your Majesty's affectionate Subjects to the arbitrary Decisions of distant Courts of Admiralty, and thereby depriving them of the inestimable Right and Privilege of being tried by their Peers alone, according to the long establish'd and well known Laws of the Land. From these baneful Sources have already been derived much Disquietude and Unhappinefs, which are not likely to abate under the Continuance of Measures, apparently tending to deprive the Colonists of every Thing dear and valuable to them.

A partial Suspension of Duties, and these such only, as were imposed on British Manufacturers, cannot, Great Sir, remove the two well grounded Fears and Apprehensions of your Majesty's loyal Subjects, whilst Impositions are continued on the same Articles of foreign Fabrick, and entirely retain'd upon Tea, for the avow'd Purpose of establishing a Precedent against us.

We therefore judging it, at all Times, an indispensable Duty we owe to your Majesty, to our Country, ourselves and Posterity, humbly to lay our Grievances before the common Father of all his People, do now, impress'd with the highest Sense of Duty and Affection, prostrate ourselves at the Foot of your Throne, most humbly beseeching and imploring your Majesty graciously to interpose your Royal Influence and Authority, to procure a total Repeal of those disagreeable Acts of Parliament, and to secure to us the free and uninterrupted Enjoyment of all those Rights and Privileges, which from the Laws of Nature, of Community in general, and in a most especial Manner, from the Principles of the British Constitution, particularly recognized and confirm'd to this Colony by repeated and express Stipulations, we presume not to claim, but in common with all the rest of your Majesty's Subjects, under the same or like Circumstances.

That your Majesty and your Royal Descendants may long and gloriously reign in the Hearts of a free and happy People, is the constant and fervent Prayer of

Yours Majesty's truly devoted, most dutiful, loyal and affectionate Subjects.

The Burgesses and Representatives.

of the People of Virginia.

268

The said *Petition* being read a second Time.

Resolved, Nemine Contradicente,

That the House doth agree with the Committee in the said *Petition* to be presented to his Majesty.

Ordered, That the Committee of Correspondence do send the said *Petition* to *Edward Montagu, Esq;* the Agent for this Colony, with Directions that he Cause the same to be presented to his Majesty as soon as may be, and after it shall be presented, or offered to be presented, that he procure it to be printed and published in the *English Papers*.

Mr Treasurer presented to the House, according to Order, a Bill to oblige fundry Inhabitants of the Parishes of *Overwharton* and *Suffolk*, in the Counties of *Stafford* and *Nansemond*, to Pay certain Expences therein mentioned; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Resolved, That the Bill be now read a second Time.

The Bill was accordingly read a second Time.

Resolved, That the Bill be committed to *Mr Harrison* and *Mr Henry Lee*.

A *Message* from the Council by *Mr Hubard*;

Mr Speaker,

The Council have agreed to the Bill, intituled An Act¹ to make Provision for the Support and Maintenance of Ideots, Lunatics, and other Persons of unfound Minds, without any Amendment: And also,

The Council have agreed to the Bill, intituled An Act² to repeal an Act made in the 22d Year of his late Majesty's Reign, intituled An Act concerning Strays; and

to

¹ Hening, VIII, p. 378.

² Ibid, VIII, p. 354.

to establish a more effectual Method to prevent Frauds committed by Persons taking up Strays, *without any Amendment: And also,*

The Council have agreed to the Bill, intituled An Act¹ for the Relief of Parishes from such Charges as may arise from Bastard Children born within the same, without any Amendment: And also,

The Council have agreed to the Bill, intituled An Act² for establishing Towns at Rocky Ridge, Gloucester Court House, and Layton's Warehouse; and for other Purposes therein mentioned, without any Amendment: And also,

The Council have agreed to the Bill, intituled An Act³ to confirm an Agreement made by Thomas Talbutt with the Court of Norfolk County, without any Amendment: And also,

The Council have agreed to the Bill, intituled An Act⁴ to dock the Intail of certain Lands, whereof John Wormeley, Gentleman, is seized, and for settling other Lands and Slaves, to the same Uses: without any Amendment: And also,

The Council have agreed to the Bill, intituled An Act⁵ to regulate the Inoculation of the Small-Pox within this Colony, with some Amendments to which Amendments the Council desire the Concurrence of this House: And also,

The Council have agreed to the Bill, intituled An Act⁶ to prevent the exorbitant Exactions of the Collectors of the County and Parish Levies, with some Amendments, to which Amendments the Council desire the Concurrence of this House.

And then the Messenger withdrew.

Mr Harrison reported from the Committee, to whom the Bill to oblige fundry Inhabitants of the Parishes of *Overwharton* and *Suffolk*, in the Counties of *Stafford* and *Nansemond*, to Pay certain Expences therein mentioned, was committed, that the Committee had gone through the Bill, and made several Amendments thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a second Time, one by one, and, upon the Question severally put thereupon, were agreed to by the House.

Ordered, That the Bill, with the Amendments, be ingrossed.

The House proceeded to take into Consideration the Amendments made by the Council to the Bill, intituled *An Act⁷ to regulate the Inoculation of the Small-Pox within this Colony.*

And the said Amendments were read, and are as followeth, *viz.*

267 Line 11. Leave out 'Hundred,' and insert 'Thousand' instead thereof.

Line 52. After 'Magistrate' insert 'shall forfeit the Sum of One Hundred Pounds, upon his refusing or neglecting to give such Notice, without reasonable Excuse.'

The said Amendments being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That Mr Archibald Cary do carry the Bill to the Council, and acquaint them that this House hath agreed to the Amendments made by them.

Mr Archibald Cary presented to the House, according to Order, a Schedule containing an Account of all Sums of Money which have been agreed by the House, since the 21st Day of *December* last, to be paid by the Public.

And the Schedule was read.

Resolved, That the several Sums of Money mentioned in the said Schedule be paid by the Treasurer out of the Public Money which may be in his Hands, on or before the 10th Day of *May* next.

Ordered, That Mr Archibald Cary do carry the Schedule to the Council, and desire their Concurrence.

The House proceeded to take into Consideration the Amendments made by the Council to the Bill, intituled *An Act⁸ to prevent the exorbitant Exactions of the Collectors of the County and Parish Levies.*

And

¹ Hening, VIII, p. 374.

² Ibid, VIII, p. 421.

³ Ibid, VIII, p. 454.

⁴ Ibid, VIII, p. 452.

⁵ Ibid, VIII, p. 371.

⁶ Ibid, VIII, p. 381.

⁷ Ibid, VIII, p. 371.

⁸ Ibid, VIII, p. 381.

And the said *Amendments* were read, and are as followeth, *viz.*

Leave out from '*directed*' in Line 67, to the End of Line 86.

At the End of the Bill, add '*Provided always, that the Execution of this Act shall be, and is hereby suspended until his Majesty's Approbation thereof shall be obtained.*'

The said *Amendments* being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That Mr *Archibald Cary* do carry the Bill to the Council, and acquaint them that this House hath agreed to the *Amendments* made by them.

The *Order* of the Day being read;

Ordered, That the Call of the House be further adjourned till to Tomorrow.

And then the House adjourned till Tomorrow Morning Ten of the Clock.

Thursday, the 28th of June, 10 Geo. III. 1770.

AN ingrossed *Bill* to oblige fundry Inhabitants of the Parishes of *Overwharton* and *Suffolk*, in the Counties of *Stafford* and *Nansemond*, to pay certain Expenses therein mentioned, was read the third Time.

A *Motion* was made, and the Question being put, that the Bill do pass; It passed in the Negative.

A *Message* from the Council by Mr *Hubard*;

Mr *Speaker*,

The Council have agreed to the Schedule containing an Account of all Sums of Money which have been agreed by the House, since the 21st Day of December last, to be paid by the Public: And also,

The Council have agreed to the Bill intituled An Act^r to continue and amend the Act, intituled An Act for amending the Staple of Tobacco, and for preventing Frauds in his Majesty's Customs, with some Amendments, to which Amendments the Council desire the Concurrence of this House.

And then the Messenger withdrew.

The House proceeded to take the said *Amendments* into Consideration.

And the said *Amendments* were read, and are as followeth, *viz.*

Page 3, Line 18. After '*Record*' insert '*and upon every Prosecution against any Inspector, for the said Offence, the Proof of his Innocence shall lie upon himself.*'

Line 21. After '*Norfolk,*' insert '*and.*'

Line 22. Leave out '*and at Totaskey, in the County of Richmond.*'

Line 43. Leave out '*at York and Rowe's, under one Inspection, Thirty Pounds.*'

Page 4, Line 29. After '*Office*' insert '*And be it further enacted, by the Authority aforesaid, that all Transfer Tobacco, to be delivered out of any Warehouse hereafter, shall weigh at least One Thousand Pounds Nett Tobacco; any Law, Custom or Usage to the contrary thereof in any Wise notwithstanding.*'

Line 29. After '*Act*' leave out to the End of the Bill, and insert '*shall continue and be in Force from and after the first Day of October next; and that the said recited Act, as to so much thereof as is not contrary to this Act, together with this Act, shall continue and be in Force from the said first Day of October, 1771, for and during the Term of Two Years, and no longer.*'

The first *Amendment* being read a second Time, was, upon the Question put thereupon, agreed to by the House.

The two next *Amendments* being severally read a second Time;

A *Motion* was made, and the Question being put, that the House doth agree with the Council in the said *Amendments*;

It passed in the Negative.

The

^r Hening, VIII, p. 318.

The next *Amendment* being read a second Time;

A *Motion* was made, and the Question being put, that the House doth agree with the Council in the said Amendment;

It passed in the Negative.

The two last of the said *Amendments* being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That a Message be sent to the Council to acquaint them, that this House doth disagree to the second, third, and fourth of the said Amendments by them proposed to the said Bill, and doth desire that they will pass the same without the said Amendments; and that Mr *Archibald Cary* do carry the said Message.

A Message from the Council by Mr *Hubard*;

Mr *Speaker*,

The Council do not insist upon the second and third of the Amendments made by them to the Bill, intituled An Act¹ to continue and amend the Act, intituled An Act for amending the Staple of Tobacco, and for preventing Frauds in his Majesty's Customs, to which the House have disagreed; but the Council do insist upon the fourth of the said Amendments made by them to the said Bill, disagreed to by this House, and desire the House will recede from their Disagreement thereunto.

And then the Messenger withdrew.

The said fourth Amendment being twice read;

Resolved, That this House doth insist upon their Disagreement to the said Amendment.

Ordered, That a Message be sent to the Council to inform them, that this House doth insist upon their Disagreement to the fourth Amendment by the Council insisted upon the said Bill, and to desire that they will pass the Bill, without the Amendment; and that Mr *Archibald Cary* do carry the said Message.

A Message from the Council by Mr *Hubard*;

Mr *Speaker*,

I am commanded by the Council to acquaint this House, that the Council do desire a present free Conference with this House, in the Conference Chamber, upon the Subject-Matter of the fourth Amendment made by the Council to the Bill, intituled An Act² to continue and amend the Act intituled an Act for amending the Staple of Tobacco, and for preventing Frauds in his Majesty's Customs.

And then the Messenger withdrew.

Resolved, That this House doth agree to a present free Conference with the Council as the Council do desire.

Ordered, That Mr *Treasurer* do go to the Council, and acquaint them that this House doth agree to a present free Conference with the Council, as the Council do desire.

A Message from the Council by Mr *Hubard*;

Mr *Speaker*,

The Council have appointed three of their Members, who are now ready in the Conference Chamber, to meet the Managers appointed by this House.

And then the Messenger withdrew.

Resolved, That Mr *Treasurer*, Mr *Archibald Cary*, Mr *Wilson Miles Cary*, Mr *Stark*, Mr *Jefferson*, and Mr *Charles Carter*, of King George, do manage the Conference.

And they went up to the Conference accordingly; and being returned,

Mr *Treasurer* reported, from the Conference, that the Managers had attended the Council; that the Honourable *William Nelson*, Esq; managed the Conference for the Council

¹ Hening, VIII, p. 318.

² Ibid, VIII, p. 318.

Council, and said that the Council insisted upon their Amendment, and gave their Reasons for the same, as followeth, *viz.*

1. That the Quantities of Tranffer Tobacco brought to *York* and *Rowe's* Warehouse being very considerable, if those Inspections so far afunder, should be united, the Inspectors could not faithfully discharge their Duty at both.

2. That *York* being a Sea-Port, where Tobacco is frequently reloaded from Ships in the Harbour there, and it being often necessary to store Tobacco brought thither to be put on board Ships, which sometimes cannot take it in; the continual Presence of the Inspectors, at that Place, in order to receive such Tobacco, is so requisite, that the same Persons cannot properly attend *Rowe's* also.

And that the Council desired to be informed of the Reasons of this House for disagreeing to the said Amendment.

Ordered, That Mr *Treasurer* do go to the Council, to desire a free Conference upon the Subject-Matter of the last free Conference.

A Message from the Council by Mr *Hubard*;

Mr *Speaker*,

The Council do agree to the free Conference desired by this House, and do appoint the same presently in the Conference Chamber.

And then the Messenger withdrew.

Resolved, That the Persons who managed the last free Conference, do manage this free Conference.

Ordered, That it be an Instruction to the Managers that they inform the Council, of the Reasons of this House for disagreeing to the said Amendment.

The *Managers* went to the Conference accordingly.

A Message from the Council by Mr *Hubard*;

Mr *Speaker*,

The Council do adhere to the fourth of the Amendments made by them to the Bill, intituled An Act to continue and amend the Act, intituled an Act for amending the Staple of Tobacco and for preventing Frauds in his Majesty's Customs.

And then the Messenger withdrew.

Resolved, That this House doth recede from their Disagreement to the said fourth Amendment.

Ordered, That Mr *Treasurer* do go to the Council, to desire a free Conference upon the Subject-Matter of the last free Conference. 270

A Message from the Council by Mr *Hubard*;

Mr *Speaker*,

The Council do agree to the free Conference desired by this House, and do appoint the same presently in the Conference Chamber.

And then the Messenger withdrew.

Resolved, That the Persons who managed the last free Conference do Manage this free Conference.

Ordered, That it be an Instruction to the Managers, that they acquaint the Council, that this House is not satisfied with their Reasons for the said fourth Amendment to the said Bill, but do recede from their Disagreement thereunto, because otherwise, by the Council's Adherence, a Bill, in other Respects, of very great Importance to this Colony, cannot pass.

The *Managers* went to the Conference accordingly.

Mr *Dudley Digges* reported, from the Committee appointed to examine the enrolled Bills

* Hening, VIII, p. 318.

Bills, that the Committee had examined the enrolled Bills, and rectified such Mistakes as were found therein, and that they are truly enrolled.

Ordered, That M^r Dudley Digges do carry the enrolled Bills to the Council, for their Inspection.

A *Message* from the Council by M^r Hubbard;

M^r Speaker,

The Council have inspected the enrolled Bills, and are satisfied they are truly enrolled.

And then the Messenger withdrew.

A *Message* from the Governor by M^r Hubbard;

M^r Speaker,

The Governor Commands this House to attend his Excellency immediately in the Council Chamber.

Accordingly M^r Speaker, with the House, went up to attend his Excellency in the Council Chamber, where his Excellency was pleased to give his Assent to the several Public and private Bills, and Resolves following, *viz.*

An A^c¹ for regulating the Election of Burgeffes, for declaring their Privileges and Allowances, and for fixing the Rights of Electors.

An A^c² to continue and amend the A^c, intituled an A^c for amending the Staple of Tobacco, and for preventing Frauds in his Majesty's Customs.

An A^c³ to repeal an A^c, made in the 22d Year of his late Majesty's Reign, intituled an A^c concerning Strays, and to establish a more effectual Method to prevent Frauds committed by Persons taking up Strays.

An A^c⁴ to amend the A^c, intituled an A^c to amend the A^c for the better Government of Servants and Slaves.

An A^c⁵ to oblige the Owners of Mills, Hedges, or Stops, on the Rivers therein mentioned, to make Openings or Slopes therein for the Passage of Fish.

An A^c⁶ for encouraging the making Wine.

An A^c⁷ for encouraging the making Hemp.

An A^c⁸ to suspend the Execution of an A^c, intituled an A^c to amend an A^c, intituled an A^c for the Inspection of Pork, Beef, Flour, Tar, Pitch, and Turpentine.

An A^c⁹ for appointing Commissioners to meet with Commissioners, who are or may be appointed by the Legislatures of the neighbouring Colonies, to form and agree upon a general Plan for the Regulation of the Indian Trade.

An A^c¹⁰ for appointing several new Ferries, and for other Purposes therein mentioned.

An A^c¹¹ to regulate the Inoculation of the Small-Pox within this Colony.

An A^c¹² for the Relief of Parishes from such Charges as may arise from Bastard Children, born within the same.

An A^c¹³ to make Provision for the Support and Maintenance of Ideots, Lunatics, and other Persons of unsound Minds.

An A^c¹⁴ to prevent the exorbitant Exactions of the Collectors of the County and Parish Levies.

An A^c¹⁵ to amend an A^c, intituled an A^c against stealing Hogs.

An A^c¹⁶ to continue an A^c, intituled an A^c for regulating the Practice of Attornies.

An A^c¹⁷ to compel Persons to find Security for Payment of Costs in certain Cafes.

An A^c¹⁸ for altering the Court Days of several Counties therein mentioned.

An A^c¹⁹ to explain certain Doubts, touching the Jurisdiction of the Court of Hustings of the City of Williamsburg.

An A^c²⁰ for settling the Fees of the Clerk and Serjeant of the Court of Hustings for the City of Williamsburg.

An

¹ Hening, VIII, p. 305.

² Ibid, VIII, p. 318.

³ Ibid, VIII, p. 354.

⁴ Ibid, VIII, p. 358.

⁵ Ibid, VIII, p. 361.

⁶ Ibid, VIII, p. 364.

⁷ Ibid, VIII, p. 363.

⁸ Ibid, VIII, p. 366.

⁹ Ibid, VIII, p. 367.

¹⁰ Ibid, VIII, p. 368.

¹¹ Ibid, VIII, p. 371.

¹² Ibid, VIII, p. 374.

¹³ Ibid, VIII, p. 378.

¹⁴ Ibid, VIII, p. 381.

¹⁵ Ibid, VIII, p. 385.

¹⁶ Ibid, VIII, p. 385.

¹⁷ Ibid, VIII, p. 386.

¹⁸ Ibid, VIII, p. 400.

¹⁹ Ibid, VIII, p. 401.

²⁰ Ibid, VIII, p. 402.

An Act¹ to amend an Act, passed in the former Part of this Session of Assembly, for reimbursing the Counties of Hanover and King William the Expences of clearing Pamunkey River.

An Act² for establishing a Town in the County of Pittsylvania.

An Act³ for continuing and amending an Act, intituled an Act for reviving and amending the Acts for allowing Fairs to be kept in the Towns of Fredericksburg and Richmond, and for enlarging the Town of Fredericksburg.

An Act⁴ to annex Part of the County of York to the County of James City, and for other Purposes therein mentioned.

An Act⁵ for establishing Towns at Rocky Ridge, Gloucester Court-House, and Layton's Warehouse, and for other Purposes therein mentioned.

An Act⁶ for dividing the Parishes of Frederick, in the County of Frederick, and Cameron, in the County of Loudoun, and for other Purposes therein mentioned.

An Act⁷ to explain and amend an Act of this Session of Assembly, intituled an Act to divide the Parish of Hamilton, in the Counties of Fauquier and Prince William.

An Act⁸ to repeal an Act for increasing the Salary of the Minister of the Parish of Frederick, in the County of Frederick.

An Act⁹ to impower the Vestry of Bristol Parish, in the Counties of Dinwiddie and Prince George, to sell their Glebe.

An Act¹⁰ for dissolving the several Vestries therein mentioned.

An Act¹¹ to appoint Trustees, in the room of those who are dead, for the Pamunkey Indians, and with further Power to hear and determine Controversies among them.

An Act¹² to dock the Intail of certain Lands and Slaves, whereof John Page, Esq; is seized, and for settling other Lands, of greater value, to the same Uses.

An Act¹³ to dock the Intail of certain Lands, whereof Robert Burwell, Esq; is seized in Tail Male, and for settling other Lands, of equal Value, in Lieu thereof.

An Act¹⁴ to dock the Intail of certain Lands, whereof Francis Eppes is seized, and for settling other Lands in Lieu thereof.

An Act¹⁵ to dock the Intail of certain Lands, whereof John Wormeley, Gentleman, is seized, and for settling other Lands and Slaves to the same Uses.

An Act¹⁶ to confirm an Agreement made by Thomas Talbutt with the Court of Norfolk County.

An Act¹⁷ to dock the Intail of certain Lands, whereof Richard Johnson, Gentleman, is seized, and for settling other Lands and Slaves to the same Uses.

An Act¹⁸ to dock the Intail of Two Thousand Eight Hundred Acres of Land, in the County of Brunswick, whereof Armistead Lightfoot is seized in Fee Tail, and vesting the same in Trustees, to be sold for certain Purposes therein mentioned.

An Act¹⁹ to vest certain Lands, whereof John Robinson, Esq; deceased, is seized in Trust, for Philip Johnson, Gentleman, and his Children, in Trustees, for the Purposes therein mentioned.

An Act²⁰ to vest certain intailed Lands therein mentioned in Charles Carter, and for settling other Lands to the same Uses.

An Act²¹ to vest certain intailed Lands and Slaves therein mentioned in Nathaniel Lytleton Savage, Gentleman, in Fee Simple, and to settle other Lands in Lieu thereof.

An Act²² to vest certain Lands in David Meade, in Fee Simple, whereof the said David, and Sarah his Wife, are seized, in the Right of the said Sarah, in Fee Tail, and for settling other Lands in Lieu thereof.

An Act²³ to vest certain intailed Lands therein mentioned in George Brooke, Gentleman, in Fee simple, and for settling other Lands, of greater Value, in Lieu thereof.

An Act²⁴ to vest certain Lands, whereof Bernard Moore, Esq; is seized in Fee Tail, in Trustees

¹ Hening, VIII, p. 407.	² Ibid, VIII, p. 417.	³ Ibid, VIII, p. 418.	⁴ Ibid, VIII, p. 419.
⁵ Ibid, VIII, p. 421.	⁶ Ibid, VIII, p. 425.	⁷ Ibid, VIII, p. 428.	⁸ Ibid, VIII, p. 430.
⁹ Ibid, VIII, p. 431.	¹⁰ Ibid, VIII, p. 432.	¹¹ Ibid, VIII, p. 433.	¹² Ibid, VIII, p. 445.
¹³ Ibid, VIII, p. 448.	¹⁴ Ibid, VIII, p. 450.	¹⁵ Ibid, VIII, p. 452.	¹⁶ Ibid, VIII, p. 454.
¹⁷ Ibid, VIII, p. 455.	¹⁸ Ibid, VIII, p. 457.	¹⁹ Ibid, VIII, p. 460.	²⁰ Ibid, VIII, p. 464.
²¹ Ibid, VIII, p. 468.	²² Ibid, VIII, p. 470.	²³ Ibid, VIII, p. 474.	²⁴ Ibid, VIII, p. 476.

Trustees to be sold, and the Money laid out in the Purchase of other Lands and Slaves, to be settled to the same Uses.

An Act¹ to vest certain intailed Lands, whereof Charles Lewis, Gentleman, is seized, in John Lewis, Gentleman, in Fee Simple, and settle other Lands to the same Uses.

An Act² to dock the Intail of Four Thousand Acres of Land, in the County of Isle of Wight, whereof James Burwell is seized in Fee Tail, and for vesting the same in Trustees, in Fee Simple, for certain Purposes therein mentioned.

An Act³ to dock the Intail of Five Hundred and Fifty Acres of Land, in the County of Gloucester, whereof Sarah, the Wife of John Rootes, Gentleman, is seized, and for vesting the same in Trustees, for the Purposes therein mentioned.

An Act⁴ to vest certain intailed Lands, whereof William and John Armistead, Gentlemen, are seized, in Trustees, to be sold for Payment of the Debts due from the Estate of their Father.

A Resolve for paying One Hundred Pounds to each of the Commissioners for regulating the Indian Trade.

A Resolve for purchasing two Iron Chests for the Use of the Treasury.

A Resolve for paying an additional Salary to the Printer.

A Schedule, containing an Account of all Sums of Money which have been agreed since the 21st Day of December last, to be paid by the Public.

After which his Excellency was pleased to make a Speech to the Council, and this House, as followeth, *viz.*

Gentlemen of the Council, Mr Speaker, and Gentlemen of the House of Burgeffes,

It is with the utmost Gratitude I acknowledge the many Marks of Confidence with which I have been honoured by this Assembly. To what extent I may be able to serve you, Time only can prove. Upon my Zeal you may depend, and that it will know no bounds, but what my Duty shall impose.

As I understand that you have gone through the Business of the Session, and wish to return to your several Counties, I do prorogue you to Thursday the 25th of October, and you are accordingly prorogued to Thursday the 25th of October next.

¹ Hening, VIII, p. 478.

² Ibid, VIII, p. 481.

³ Ibid, VIII, p. 483.

⁴ Ibid, VIII, p. 487.

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HOUSE OF BURGESSES

1771

Burgeffes.

Accomack	*Southey Simpfon *Thomas Parramore	Hampfhire	*James Mercer *Abram Hite
Albemarle	Thomas Walker Thomas Jefferfon	Hanover	William Macon, Jr. Patrick Henry, Jr.
Amelia	*John Winn *Robert Munford	Henrico	*Richard Randolph, Richard Adams
Amherft	*William Cabell, Jr. Cornelius Thomas	Ifle of Wight	*Richard Baker *James Bridger
Augufta	*Gabriel Jones John Wilfon	James City	Robt. Carter Nicholas Lewis Burwell
Bedford	*John Talbot *Charles Lynch	Jameftown King and Queen	*Champion Travis *William Lyne John Taylor Corbin
Botetourt	*William Prefton *John Bowyer	King George	*Charles Carter William Robinfon
Brunfwick	Thomas Stith *John Jones	King William	*Carter Braxton *Bernard Moore
Buckingham	*Jofeph Cabell Benjamin Howard	Lancafter	*Richard Mitchell Charles Carter
Caroline	Edmund Pendleton *Walker Taliaferro	Loudoun	Francis Peyton *Jofias Clapham
Charles City	Benjamin Harrifon *William Acrill	Louifa	*Thomas Johnfon *Richard Anderfon
Charlotte	Paul Carrington *Ifaac Read	Lunenburg	*Thomas Pettus *Lodowick Farmer
Chefterfield	Archibald Cary Edward Ofborne	Mecklenburg	*Robert Munford *Matthew Marrable
The College	*John Page	Middlefex	*Gawin Corbin Edmund Berkeley
Culpeper	Henry Pendleton *Henry Field, Jr.	Nanfemond	Lemuel Riddick *Willis Riddick
Dinwiddie	*Bolling Starke John Banifter	New Kent	Burwell Baffett *William Clayton
Elizabeth City	Wilfon Miles Cary *James Wallace	Norfolk	*John Wilfon Thomas Newton, Jr.
Effex	James Edmondfon *William Roane	Norfolk Borough Northampton	*Jofeph Hutchings *Severn Eyre *John Burton
Fairfax	George Wafhington *John Weft	Northumberland	Spencer Mottrom Ball *Peter Prefley Thornton
Fauquier	Thomas Marfhall *James Scott	Orange	*James Walker Thomas Barbour
Frederick	Robert Rutherford James Wood	Pittfylvania	*John Donelfon *Hugh Innes
Gloucefter	Thomas Whiting Lewis Burwell	Prince Edward	*Thomas Scott Pafchall Greenhill
Goochland	John Woodfon Thomas Mann Randolph		
Halifax	*Nathaniel Terry Walter Coles		

*Not fhown by the Journal to have been prefent during the Affembly.

Prince George	Richard Bland Peter Poythrefs	Surry	Thomas Bailey Hartwell Cocke
Prince William	Henry Lee *Foufhee Tebbs	Suffex	*David Mafon *James Bell
Princes Anne	*Edward Hack Mofeley, Jr. *John Ackifs	Warwick	William Harwood William Digges
Richmond	*Robert Wormeley Carter *Francis Lightfoot Lee	Westmoreland	Richard Henry Lee Richard Lee
Southampton	Edwin Gray Henry Taylor	Williamfburg York	Peyton Randolph Dudley Digges
Spotfylvania	*Roger Dixon *Benjamin Grymes		Thomas Nelson, Jr.
Stafford	John Alexander *Thomfon Mafon		

*Not shown by the Journal to have been present during the Assembly.

Changes in the Personnel, 1771.

Amelia	Robert Munford succeeded Thomas Tabb
Brunfwick	John Jones succeeded Nathaniel Edwards
Loudoun	James Hamilton succeeded Jofias Clapham
Middlefex	Edmund Berkeley succeeded Philip Ludwell Grymes
Nanfemond	Willis Riddick succeeded Benjamin Baker
Northumberland	Peter Prefley Thornton succeeded Samuel Efkrige
Princes Anne	Chriftopher Wright succeeded Edward Hack Mofeley
The College	John Page succeeded John Blair, Jr.

By his Excellency, the Right Honourable **Norborne Berkeley**, Baron **Botetourt**, his Majesty's Lieutenant and Governor General of the Colony and Dominion of **Virginia**, and Vice Admiral of the same:

A PROCLAMATION.

Virginia, to wit:

Whereas, the General Assembly stands prorogued to the 25th day of next month, and *whereas* I find no urgent occasion for the said [Assembly's] meeting at that time; I have therefore thought fit by and with the advice of his Majesty's Council, by this Proclamation, in his Majesty's name, farther to prorogue the said Assembly to the 4th *Thursday* in *Novem^r*. next [If it was intended the Assembly should meet at the above mentioned time it would have been proper to add, at which time I require their attendance at the Capitol in *Williamsburg* for the dispatch of public business]

Given under my hand and the Seal of the Colony at *Williamsburg*, this 27th day of *Sep^r*. 1770, and in the 10th year of his Majesty's Reign.

Botetourt.

GOD SAVE THE KING.

By the Honorable **Wm. Nelson, Esq.** President of
the Council & Commander in Chief of the Colony
and Dominion of **Virginia:**

A PROCLAMATION.

Whereas, the Gen^l. Assembly stands prorogued to the 4th *Thursday* in this month and I find no urgent occasion for the said Assembly's meeting at that time; I have therefore thought fit, by and with the advice of his Majesty's Council, by this Proclamation in his Majesty's Name further to prorogue the said Assembly to the 3^d *Thursday* in *May* next.

Given under my Hand and the Seal of the Colony at *Williamsburg*, this sixth Day of *November*, 1770, and in the eleventh Year of his Majesty's Reign.

William Nelson.

GOD SAVE THE KING.

By the Honorable **Wm. Nelson Esq.** President
of the Council & Commander in Chief of the
Colony and Dominion of **Virginia:**

A PROCLAMATION.

Whereas, the General Assembly stands prorogued to the third *Thursday* in this Month, and I find no urgent Occasion for the said Assembly meeting at that Time; I have therefore, thought fit, by and with the Advice of his Majesty's Council, by this Proclamation, in his Majesty's Name, further to prorogue the said Assembly, to the third *Thursday* in *October* next.

Given under my Hand and the Seal of the Colony, at *Williamsburg*, this first Day of *May* 1771, and in the eleventh Year of his Majesty's Reign.

William Nelson.

GOD SAVE THE KING.

By the Honorable **Wm. Nelson, Esq.** President of
the Council & Commander in Chief of the Colony
and Dominion of **Virginia:**

A PROCLAMATION.

Whereas, the General Assembly stands prorogued to the third *Thursday* in *October* next, and *whereas* it is judged expedient that the said Assembly should meet sooner; I have therefore thought fit, by and with the advice and consent of his Majesty's Council, to appoint *Thursday*, the eleventh Day of the next Month for that Purpose; at which Time their Attendance is accordingly required at the Capitol in *Williamsburg*.

Given under my Hand, and the Seal of the Colony this 13th Day of *June*, in the 11th Year of his Majesty's Reign, and in the Year of our Lord 1771.

William Nelson.

GOD SAVE THE KING.

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of the

HOUSE OF BURGESSES

Thursday, the 11th of July, 11 Geo. III. 1771.

A Message from the President by *John Blair*, the younger, Esq; Clerk of the Council.

Mr Speaker,

The President commands this House to attend his Honour immediately in the Council Chamber.

Accordingly the House went up to attend his Honour in the Council Chamber.

And being returned;

Mr Speaker reported, That the President was pleased to make a Speech to the Council and this House, of which, *Mr Speaker* said, he had, to prevent Mistakes, obtained a Copy; which he read to the House, and is as followeth, *viz.*

Gentlemen of the Council, Mr Speaker, and Gentlemen of the House of Burgesses,

The very great and heavy losses which many respectable Gentlemen, Merchants and other Inhabitants of this Colony, have sustained by the late overflowing of the Rivers (as expressed in their Memorial, a Copy of which shall be delivered you) have inclined me, with the Advice of his Majesty's Council, to call you together at this unexpected Time, that you may have the earliest Opportunity of considering what ought to be done for the speedy Relief of the Sufferers by so general and extensive a Calamity.

The unfavorable Influence which this unhappy Event must have on the credit of some, in which many of the People might be deeply involved, if the Consideration of it should be long deferred, I hope will be a sufficient Apology for my convening you at this Season of the Year, when I know your own private Affairs require your more immediate Care and Attention.

Mr Speaker, and Gentlemen of the House of Burgesses,

I have desired the principal Sufferers to be prepared, against this Meeting, with a particular State of their several Losses, to be immediately laid before you, that the Business may take up as little of your Time as possible; and as the Relief which may be expected must originate with you, I cannot but, in the warmest Manner, recommend their Case to your serious Consideration; not in the least doubting but that those Sentiments of Justice, Honour, and Humanity, which have been your Guide in all similar Instances, will, upon this Occasion also, form the Rule of your Conduct.

Gentlemen of the Council, Mr Speaker, and Gentlemen of the House of Burgesses,

Humbly to submit to the Hand of Providence in every Dispensation, is the indispensable Duty of us all; but I consider it as equally incumbent on us, to endeavor to heal the Wounds which this Stroke hath given, as far as our Situation, and the Circumstances of the Country, will permit; for my own Part, I feel so sensibly for the Sharers in this melancholy Catastrophe, that I shall be happy, if, by my Assent to your Resolutions, I can be, in any Degree, instrumental in alleviating their Distresses.

I should be wanting in the Duty I owe to his Majesty, and the affectionate Regard I bear

to

to this Country, if I did not embrace this first Opportunity which hath offered since the Administration devolved upon me, of publicly condoling with you on the Death of our most worthy Governor, the Right Honourable Lord Botetourt; a Loss, the more to be lamented by us, as we were the frequent Witnesses of his Excellency's constant and uniform Exertion of every public and private Virtue, and had abundant Reason to be convinced that he made the real Happiness of this Colony an Object of his most ardent Wishes. But, though we may be desirous of paying a just Tribute of Praise and Gratitude to such exalted Merit, let us be comforted, from this Persuasion, that the same favourable Attention and Regard to the true Interests and Welfare of his Majesty's faithful Subjects of Virginia, which led to the appointment of this noble Lord to preside over us, will ever incline our most gracious Sovereign to fill the same Department with a Successor, equally entitled to our dutiful and affectionate Esteem.

Resolved, That an humble Address be presented to his Honour the President returning him the Thanks of this House for his kind and affectionate Speech; earnestly to condole with him on the Death of our late excellent Governor, expressing our firm Reliance on his Majesty's Goodness in repairing so great a Loss to his dutiful Subjects of Virginia; to congratulate his Honour on his Succession to the Administration of this Government, a just Reward of his long and faithful Services to his Majesty and this Country, assuring him of the Satisfaction and Happiness we enjoy in having a Gentleman of his distinguished Abilities and known Attachment to the true Interests of this Colony to preside over us, and that we will take the important Business, he hath been pleased to recommend, under our immediate and most serious Consideration, and do therein whatever, by the Principles of Justice, Honour and Humanity may be dictated to us.

Ordered, That a Committee be appointed to draw up an Address, to be presented to the President, upon the said Resolution.

And a Committee was appointed of Mr Bland and Mr Richard Henry Lee.

Ordered, That the President's Speech to the Council and this House be referred to the said Committee.

Mr Speaker acquainted the House, that the President had delivered to him the Memorial of the Merchants and other Inhabitants of this Colony, mentioned in his Honour's Speech, and desired him to lay it before the House.

And he delivered the Memorial in at the Clerk's Table.

Ordered, That the said Memorial do lie upon the Table, to be perused by the Members of the House.

A Member returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament, and repeated and subscribed the Test, took his Place in the House.

Resolved, That the President's Speech be taken into Consideration Tomorrow.

Resolved, That this House will, To-morrow, resolve itself into a Committee of the whole House, to take into Consideration the President's Speech.

Ordered, That an Address be made to the President, to order a new Writ to be made out for the electing of a Burgess, to serve in this present General Assembly, for the County of Brunswick, in the Room of Mr Nathaniel Edwards¹, jun. deceased; and that Mr Bland do wait upon his Honour with the said Address.

Ordered, That an Address be made to the President, to order a new Writ to be made out, for the electing of a Burgess, to serve in this present General Assembly, for the County of Northumberland, in the room of Mr Samuel Esfridge², deceased; and that Mr Richard Lee do wait upon his Honour with the said Address.

Ordered, That an Address be made to the President, to order a new Writ to be made out for the electing of a Burgess to serve in this present General Assembly, for the County of Princess Anne, in the Room of Mr Edward Hack Moseley³, jun. who, since his Election for the said County, hath accepted the Office of Clerk of the Court of the said County; and that Mr Newton do wait upon his Honour with the said Address.

Ordered, That an Address be made to the President, to order a new Writ to be made out

¹ John Jones.

² Peter Presley Thornton.

³ Christopher Wright.

out, for the electing of a Burgefs, to ferve in this prefent General Affembly, for the County of *Nanfemond*, in the Room of Mr *Benjamin Baker*¹, who fince his Election for the faid County, hath accepted the Office of one of his Majefty's Coroners of the faid County; and that Mr *Riddick* do wait upon his Honour with the faid Addrefs.

Ordered, That an Addrefs be made to the Prefident, to order a new Writ to be made out for the electing of a Burgefs, to ferve in this prefent General Affembly, for the College of *William and Mary*, in the Room of Mr *John Blair*², jun. who, fince his Election for the faid College, hath accepted the Office of Clerk of his Majefty's Council; and that Mr *Jefferson* do wait upon his Honour with the faid Addrefs.

Ordered, That an Addrefs be made to the Prefident, to order a new Writ to be made out for the electing of a Burgefs to ferve in this prefent General Affembly, for the County of *Middlefex*, in the Room of Mr *Philip Ludwell Grymes*³, who, fince his Election for the faid County, hath accepted the Office of Sheriff of the faid County; and that Mr *Nelson* do wait upon his Honour with the faid Addrefs.

Ordered, That an Addrefs be made to the Prefident, to order a new Writ to be made out for the electing of a Burgefs, to ferve in this prefent General Affembly, for the County of *Charlotte*, in the Room of Mr *Paul Carrington*⁴, who, fince his Election for the faid County, hath accepted the Office of his Majefty's Deputy Attorney in the Court of the faid County; and that Mr *Coles* do wait upon his Honour with the faid Addrefs.

Ordered, That the Reverend Mr *Thomas Price* be continued Chaplain to this Houfe, and that he attend to read Prayers every Morning at Eight of the Clock.

Ordered, That Mr *Bland* do go to the Council, and acquaint them that the Chaplain will attend to read Prayers at Eight of the Clock every Morning, in the Houfe.

Ordered, That *James Lavie*, *Robert Hyland*, *William Hicks*, and *John Creagh*, be continued Door-keepers to this Houfe, and that they give their Attendance accordingly.

And then the Houfe adjourned till To-morrow Morning nine of the Clock.

Friday, the 12th of July, 11 Geo. III. 1771.

SEVERAL *Petitions* of the Inhabitants of the County of *Spotsylvania*, whose Names are thereunto fubfcribed, were prefented to the Houfe, and read; fetting forth, that the Petitioners, have long laboured under many Grievances from the inconvenient Situation of their County Court-Houfe; and therefore praying the Houfe to make Application to the commanding Officer of the Colony to iffue his Writ of Adjournment, and appoint the Court to be held at fome Place neareft to the Center of the County.

Ordered, That the Confideration of the faid feveral *Petitions* be deferred till the next Seffion of the General Affembly.

A *Petition* of feveral perfons, refiding in the Frontier Parts of this Colony, whose Names are thereunto fubfcribed, was prefented to the Houfe, and read; fetting forth that the Times appointed by Law for General Mufters of the Militia are inconvenient; and therefore praying, that the General Mufters may be in the Months of *October* and *November* annually.

Ordered, That the faid *Petition* do lie upon the Table.

Ordered, That the Confideration of all fuch Propofitions and *Petitions* as were at the laft Seffion of the General Affembly deferred till the prefent Seffion, and all fuch Public Claims, Propofitions, and *Petitions*, as have come and fhall come certified to this Seffion, be deferred till the next Seffion of the General Affembly.

Several *Accounts* of the Tobacco damaged by the late Frefh in the public Warehoufes at *Shockoe's*, *Rocky Ridge*, *Byrd's*, *Warwick*, *Falmouth*, and *Dixon's* were prefented to the Houfe.

And

¹ Willis Riddick.

² John Page.

³ Edmund Berkeley.

⁴ Carrington re-elected.

And the *Titles* of the said Accounts were read.

Ordered, That the said Accounts do lie upon the Table, to be perused by the Members of the House.

Resolved, Nemine Contradicente, That the Thanks of this House be given to the Reverend M^r *Henley*, the Reverend M^r *Gwatkin*, the Reverend M^r *Hewitt*, and the Reverend M^r *Bland*, for the wise and well timed Opposition they have made to the pernicious Project of a few mistaken Clergymen, for introducing an *American* Bishop; a Measure by which much Disturbance, great Anxiety, and Apprehension, would certainly take Place among his Majesty's faithful *American* Subjects; and that M^r *Richard Henry Lee*, and M^r *Bland*, do acquaint them therewith.

M^r *Bland* reported, from the Committee appointed to draw up an Address to be presented to the President, that the Committee had drawn up an Address accordingly, which they had directed him to report to the House; and he read the same in his Place, and afterwards delivered it in at the Clerk's Table, where the same was read, and is as followeth, *viz.*

To the Honourable WILLIAM NELSON, Esq; President of his Majesty's Council, and Commander in Chief of the Colony and Dominion of Virginia.

The humble ADDRESS of the HOUSE of BURGESSES.

SIR,

We his Majesty's most dutiful and loyal Subjects, the Burgeses of Virginia, now met in General Assembly, beg Leave to return your Honour our unfeigned Thanks for your very affectionate Speech at the Opening of this Session.

Our deep Sense of the Loss this Country sustained by the Death of our late excellent and worthy Governor, the Right Honourable Lord Botetourt, cannot but excite in us all the Warmth of the most sincere Affection and Gratitude to his Memory, and we heartily lament, with your Honour, upon an Event so unfortunate to this Country.

When we reflect on his Lordship's unremitting Zeal in promoting the Cause of Religion and Virtue; On that Dignity, tempered with so becoming and proper a Degree of Affability, with which he filled his exalted Station; when we recall to our Remembrance his Excellency's unwearied Diligence and Activity in Business, and his uniform Exertion of every public and private Virtue, we have the strongest Conviction that he made the real Happiness of this Colony the Object of his most ardent Wishes: We should, therefore, think ourselves wanting in Duty to his Majesty, and in the Regard we owe to our Country, did we not seize this first Opportunity of publicly paying a just Tribute to so high a Character. Our chief Consolation arises from a firm Persuasion, that our Gracious Sovereign will, in his great Goodness, be pleased to appoint a Governor, to preside over us, equally worthy of the Royal Confidence, and of our dutiful and affectionate Esteem.

But, Sir, however we may desire to do Justice to the Memory of one, who so deservedly gained our Regard and Affection, we are very far from being unmindful of what is due to your Honour, and hope you will be persuaded that we enjoy great Satisfaction and Happiness in having a Gentleman of your Honour's distinguished Abilities and known Attachment to the true Interest of this Country, to preside over us; we, therefore, most sincerely congratulate your Honour on your Succession to the Administration, which we consider as a just Reward of your long and faithful Services to his Majesty and his dutiful Subjects of Virginia.

Most earnestly concurring, with your Honour, in deploring the Calamities occasioned by the late dreadful overflowing of the Waters, and heartily commiserating the Distresses of the unhappy Sufferers, we will proceed to take their Case under our immediate and serious Consideration; and we assure your Honour that we will, in the Course of our Deliberations, endeavor to follow, as our best and surest Guides, those Principles of Justice, Honour and Humanity, which, we trust, in all similar Instances, and upon every other Occasion, have formed the Rule of our Conduct.

The said Address being read a second Time;

Resolved, Nemine Contradicente, That the House doth agree with the Committee in the said Address, to be presented to the President.

Resolved

Resolved, That the said Addrefs be presented to the President by the whole House.

Ordered, That the Gentlemen, who drew up the said Addrefs, do wait upon the President, to know his Pleasure when this House shall attend his Honour, to present their Addrefs.

The *Order* of the Day being read, for the House to resolve itself into a Committee of the whole House, to take into Consideration the President's Speech;

Ordered, That the Memorial of the Merchants and other Inhabitants of this Colony, mentioned in the President's Speech, and Yesterday ordered to lie upon the Table, be referred to the said Committee.

Ordered, That the Accounts of the Tobacco damaged by the late Fresh in the public Warehouses, at *Shockoe's, Rocky Ridge, Byrd's, Warwick, Falmouth, and Dixon's*, which were this Day ordered to lie upon the Table, be referred to the said Committee.

Then the House resolved itself into the said Committee.

Mr *Speaker* left the Chair.

Mr *Bland* took the Chair of the Committee.

Mr *Speaker* resumed the Chair.

Mr *Bland* reported, from the Committee, that they had gone through the Matters to them referred, and had come to several Resolutions, which he read in his Place, and afterwards delivered in at the Clerk's Table, where the same were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the Proprietors of Tobacco inspected, and damaged in the several Public Warehouses, by the late Fresh, except such Tobacco as had remained in the Warehouses above a Year, ought to be paid for their Losses by the Public.

Resolved, That it is the Opinion of this Committee, that the Proprietors of Tobacco, delivered at the several Public Warehouses, and not viewed for want of Leisure in the Inspectors to do the same, and damaged, ought to be reimbursed for their said Losses by the Public.

The said *Resolutions*, being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That a Committee be appointed to examine and state Accounts of the Losses sustained, by means of the late Fresh, as well in the Tobacco inspected, as in such as was brought to be inspected, but not viewed, at the several Public Warehouses, except such Tobacco as had remained in the said Warehouses above a Year.

And a *Committee* was appointed of Mr *Bland, Mr Edmund Pendleton, Mr Archibald Cary, Mr Richard Henry Lee, Mr Harrison, Mr Lewis Burwell, of James City, Mr William Digges, Mr Dudley Digges, Mr Henry Lee, Mr Richard Lee, Mr Riddick, Mr Harwood, Mr Nelson, Mr Alexander, Mr Adams, Mr Poythress, Mr Thomas Walker, Mr Cocke, Mr Whiting, Mr Bassett, Mr Rutherford, Mr Marshall, Mr Robinson, Mr Coles, Mr Ball, and Mr Wood*; and they are to meet and adjourn from Day to Day, and report their Proceedings to the House; and the said Committee are to have Power to send for Persons, Papers, and Records for their Information.

Resolved, That eleven of the said Committee be a sufficient Number to proceed in the Business referred to them.

Ordered, That Mr *Hynd Ruffell* be appointed Clerk to the said Committee.

And then the House adjourned till To-morrow Morning nine of the Clock.

Saturday. the 13th of July. 11 Geo. III. 1771.

MR *Bland* reported to the House, that the President having been waited on, pursuant to the Order of Yesterday, to know his Pleasure when he would be attended by this House, had been pleased to appoint to be attended this Day in the Council Chamber, and to say he would acquaint the House, by a Messenger of his own, when he was ready to receive their Addrefs.

Two *Members* returned upon new Writs, having taken the Oaths appointed to be taken

taken by Act of Parliament, and repeated and subscribed the Test, took their Places in the House.

Several *Petitions* of fundry Freeholders, of the County of *Henrico*, and others, whose Names are thereunto subscribed, were presented to the House, and read; setting forth, that the Warehouses at *Shockoe's* and *Byrd's*, in the said County, are inconveniently situated, being on low Land, subject to be overflowed by the River; that the late Fresh not only destroyed and damaged large Quantities of Tobacco in the said Warehouses, but also, in great Measure, filled up the Channel of the River leading thereto; and that it will be for the Advantage of the Public to discontinue those Inspections, and to appoint others in their Room, about half a Mile below, on the upper End of the Land of Mr *Charles Lewis*, which is higher Ground, and near to a good Landing; and therefore praying that one or more Inspections of Tobacco may be established on the Land of the said *Charles Lewis*, at that Place.

Also several *Petitions* of fundry Inhabitants of the Counties of *Amherst*, *Buckingham*, *Goochland*, and *Henrico*, whose Names are thereunto subscribed, in Opposition to the said *Petitions* for discontinuing the Inspections at *Byrd's* and *Shockoe's*, and establishing them on the Land of *Charles Lewis*, were severally presented to the House, and read; setting forth, that the most convenient Places for establishing those Inspections at, are the Lands distinguished in the Plan of the Town of *Richmond* by the Names of *Bowyer's* and *Houfing's* Tenements; and that the Channel of the River from *Shockoe* Wharf, by Means of private Subscriptions, will probably be soon opened, and made as fit for Navigation as ever, a Sum of Money, sufficient for that Purpose, having been already raised; and therefore praying, that Inspections, in the Room of *Byrd's* and *Shockoe's*, if they should be discontinued, may be established on the said Tenements, called *Bowyer's* and *Houfing's*; or that this Honourable House, until they can be satisfied it is practicable to restore the said Channel, will suspend their determination, as to the Situation of the said Inspections.

Ordered, That the said several *Petitions* do lie upon the Table.

A *Petition* of *John Sharp* and *William Lyon*, was presented to the House, and read; setting forth, that, on the twenty-sixth Day of May last, discovering an extraordinary Rise of Water, the Petitioners, who were Tenders at *Dixon's* Warehouses, with the Assistance of some Persons by them hired, rolled out of the middle Warehouse and saved one hundred and fifty-four Hogheads of Tobacco stored therein, which would otherwise have been destroyed by the Fresh, and, after the Waters abated, returned the Tobacco into the House again; and therefore praying, that this Honourable House will allow them a reasonable Satisfaction for their Trouble.

Ordered, That the said *Petition* be referred to the Consideration of the Committee appointed to examine and state Accounts of the Losses sustained by means of the late Fresh; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Message* from the President by Mr *Blair*.

Mr *Speaker*,

The President is now ready to receive the Address of your House in the Council Chamber.

Accordingly Mr *Speaker*, with the House, went up; and being returned, he reported that the House had attended the President, with their Address, to which his Honor was pleased to give this Answer:

Mr *Speaker*, and Gentlemen of the House of Burgeffes, I return you my sincere Thanks for this kind Address.

It gives me particular Pleasure to find, that in doing Justice to the Memory of the late Right Honourable Lord Botetourt, your Ideas of his Excellency's great Merit appear so conformable to those I had conceived of him.

The Approbation with which you are pleased to honour my poor Endeavors for his Majesty's

Majesty's Service, and the Happiness of his Subjects of Virginia, affords me the highest satisfaction; for which you will be pleased to accept my most grateful Acknowledgements.

Ordered, That a Committee be appointed to enquire what Laws will expire at the End of this Session, and to report their Opinion to the House which of them are fit to be continued.

And a *Committee* was appointed of M^r *Richard Henry Lee*, M^r *Bailey*, M^r *Thomas*, M^r *Lewis Burwell*, of *Gloucester*, M^r *Stith*, M^r *Howard*, M^r *Barbour*, M^r *Henry Pendleton*, M^r *Macon*, M^r *Woodson*, M^r *John Tayloe Corbin*, M^r *Gray*, M^r *Taylor*, M^r *Peyton*, M^r *Thomas Mann Randolph*, M^r *Greenhill*, and M^r *Edmondson*; and they are to meet and adjourn from Day to Day.

Ordered, That Leave be given to bring in a Bill, to empower the Inhabitants of the Parish of *Augusta*, in the County of *Augusta*, to elect a Vestry; and that M^r *Bland*, and M^r *John Wilson*, of *Augusta*, do prepare and bring in the same.

Several *Petitions* of the Inhabitants in the Fork of *Rapidan* and *Robinson* Rivers, in the County of *Culpeper*, whose Names are thereunto subscribed, were presented to the House, and read; setting forth, that the petitioners live much further from the Court-House in their own County, than they do from the Court-House in the County of *Orange*; and therefore praying that so much of the County of *Culpeper* as lies between the *Rapidan* and *Robinson* Rivers, may be added to the County of *Orange*.

Ordered, That the Consideration of the said several *Petitions* be deferred till the next Session of the General Assembly.

And then the House adjourned till Monday Morning next nine of the Clock.

Monday, the 15th of July, 11 Geo. III. 1771.

A *Petition* of the Vestrymen of the Parish of *Hamilton*, in the County of *Fauquier*, whose Names are thereunto subscribed, in Behalf of the Inhabitants of the said Parish, was presented to the House, and read; setting forth, that before the late Division of the said Parish, made by Act of General Assembly, a Majority of one hundred Tithables, by Agreement, was to be left therein, but that by the Line established the said Parish hath, instead of a Majority, sixty Tithables fewer than the other Parish of *Leeds*; and therefore praying that an Act may pass for dividing the said Parishes by a Line beginning at the Place mentioned in the said Act of Assembly, and running from thence in a direct Course to the Mouth of *Carter's Run*, which will include such a Number of Tithables as the Petitioners think themselves entitled to by the said Agreement.

Ordered, That the Consideration of the said *Petition* be deferred till the next Session of General Assembly.

Ordered, That a Committee be appointed to enquire into the Funds for the Redemption of the Paper Currency issued during the late War, and that they state an Account thereof, and report the same to the House.

And a *Committee* was appointed of M^r *Bland*, M^r *Richard Henry Lee*, M^r *Edmund Pendleton*, M^r *Harrison*, M^r *Archibald Cary*, M^r *Washington*, M^r *Charles Carter*, of *Lancaster*, M^r *Henry*, and M^r *Banister*.

M^r *Richard Henry Lee* reported, from the Committee who were appointed to enquire what Laws would expire at the End of this Session, and to report their Opinion to the House which of them are fit to be continued, that the Committee had enquired accordingly, and had come to a Resolution, which they had directed him to report to the House, which he read in his Place, and afterwards delivered it in at the Clerk's Table, where the same was read, and is as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the Act, made in the thirtieth Year of the Reign of his late Majesty, intituled *An Act for the better regulating and disciplining*

disciplining the Militia, which was continued by an Act made in the thirty-second Year of his said late Majesty's Reign, and was continued and amended by two Acts, made in the third and seventh Years of his present Majesty's Reign, will $\frac{1}{2}$ expire at the end of this session of General Assembly, and ought to be further continued, with Amendments.

The said *Resolution* being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Ordered, That a Bill be brought in pursuant to the said Resolution; and that Mr *Richard Henry Lee*, and Mr *Henry Lee*, do prepare and bring in the same.

A *Petition* of *Robert Donald* was presented to the House, and read; setting forth, that, the Day before the late Fresh, the Inspectors of Tobacco at *Warwick*, upon *James River*, by Direction of the Petitioner, had turned out from the Public Warehouses, at that Place, sixty-one Hogheads of Tobacco, in order to be forthwith shipped for Exportation, twenty-nine of which Hogheads had been inspected at *Warwick*, and the Remainder, having been inspected at *Milner's* Warehouses, was re-landed at *Warwick*, for which the Petitioner had paid the Rent of re-landed Tobacco; that, before the Tobacco could be taken off, the Waters rose between the Warehouses and the Place where the re-landed Tobacco was; that the said re-landed Tobacco was put into Houses belonging to the Petitioner, near the Public Wharf, in order to preserve it, but was soon carried off, with the said Houses; that the Tobacco inspected at *Warwick* was returned into the Warehouses, which were also carried away; that the Inspectors had not delivered out the shipping Manifests for the said Tobacco; that the Petitioner, as soon as it was in his Power, procured the said Tobacco to be overhauled, and that it is now drying, and properly attended to; but the Petitioner apprehends there will be a Loss of one hundred Pounds, on the Tobacco inspected at *Warwick*, and of one hundred and fifty Pounds, on that re-landed from *Milner's*; and therefore praying such Relief as this Honourable House shall think just and reasonable.

Ordered, That the said Petition be referred to the Consideration of the Committee appointed to examine and state Accounts of the Losses sustained by Means of the late Fresh; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition* of several Persons of the Counties of *Augusta*, *Botetourt*, *Hanover*, and *Albemarle*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that the warm Springs, in the Counties of *Augusta* and *Botetourt*, had been found to be very salutary to the diseased and infirm, who had drank of their Waters, but that it is very difficult for the Persons who most want that Relief, to procure it, there being no good Roads to those Places; and that great Advantages would be derived to the Country, by opening and clearing such Roads thither; and therefore proposing, that a Sum of Money, sufficient for the Purpose, may be allowed by the Public, to open a safe and good Road from the warm Springs to *Jenning's Gap*; that a Turnpike be established, at the Pass of the warm Springs Mountains, with a reasonable Toll, for keeping the Road in Repair; and that Trustees be appointed to receive Subscriptions, as well for keeping the Road in Repair, as for building Houses for the Reception and Security of the poor Sick who resort to the Springs, and to see the public and private Money, appropriated for the Purposes aforesaid, faithfully applied.

Ordered, That the Consideration of the said Petition be deferred till the next Session of General Assembly.

A *Petition* of *Littleton Dennis* was presented to the House, and read; setting forth, that twenty-eight Hogheads of Tobacco, containing twenty-eight thousand two hundred and seventy-three Pounds Weight, belonging to the Petitioner, had been lately consumed by Fire, in the Public Warehouse at *Nasswaddox*; and therefore praying that the Value thereof may be paid to him by the Public, according to the Directions of the Act of General Assembly.

Ordered, That the said petition be referred to the Consideration of the Committee appointed

appointed to examine and state Accounts of the Losses sustained by Means of the late Fresh; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Ordered, That a Committee be appointed to prepare a Table of the Fees to be paid to the Clerk of this House, for Copies of private Acts, and of other Papers; and report the same to the House.

And a *Committee* was appointed of Mr *Edmund Pendleton*, Mr *Bland*, Mr *Treasurer*, Mr *Henry*, and Mr *Banister*.

And then the House adjourned till To-morrow Morning nine of the Clock.

Tuesday, the 16th of July, 11 Geo. III. 1771.

O*RD*ERED, That the several Petitions of fundry Freeholders of the County of *Henrico*, and others, for discontinuing the Inspections of Tobacco at *Shockoe's* and *Byrd's*, in the said County, and for establishing in their Room, Inspections on the Land of *Charles Lewis*, and also the several Petitions of fundry Inhabitants of the Counties of *Amherst*, *Buckingham*, *Goochland*, and *Henrico*, in Opposition thereto, which, upon *Saturday* last, were ordered to lie upon the Table, be referred to the Consideration of the Committee appointed to examine and state Accounts of the Losses sustained by Means of the late Fresh; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Memorial* of *Luke Luker* and *John Walter* was presented to the House, and read; setting forth, that the Warehouses established at *Nasswaddox*, in the County of *Northampton*, at which they Act as Inspectors, were lately burnt by Accident, and forty-two Hogheads of inspected Tobacco, weighing forty-two thousand five hundred and ninety-four Pounds nett, consumed therein; and therefore referring it to the Consideration of the House, to provide for repairing the Loss of the Sufferers, in such Manner as to them shall seem just.

Ordered, That the said *Memorial* be referred to the Consideration of the Committee appointed to examine and state Accounts of the Losses sustained by Means of the late Fresh; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Member* returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament, and repeated and subscribed the Test, took his Place in the House.

Mr *Bland* reported from the Committee, appointed to examine and state Accounts of the Losses sustained by Means of the late Fresh, as well in the Tobacco inspected, as in such as was brought to be inspected, but not viewed, at the several Public Warehouses, except such Tobacco as had remained in the said Warehouses above a Year, that the Committee had examined and stated Accounts of the Losses accordingly, and had directed him to report the same, as it appeared to them, to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, *viz.*

Your *Committee* beg Leave to inform the House, that upon examining the Accounts of all the Inspectors of the several Warehouses at *Shockoe's*, *Byrd's*, *Rocky Ridge*, and *Warwick*, they find the total Loss of the Tobacco, at the said Warehouses, to amount to 2,375,541 Pounds of Tobacco; and that the Expences attending the examining, sorting, and reprizing the said Tobacco amount to 244*l.* 8 *s.* 6 *d.* a particular Account of which is stated in a Schedule annexed to this Report.

Your *Committee* beg Leave further to inform the House, that at the Time of the Fresh 107 Hogheads of uninspected Tobacco were lying at *Byrd's* Warehouse, which the Inspectors have since viewed, 87 Hogheads of which were passed, and carried to the Credit of the Proprietors, after cutting off 9266 Pounds damaged, which ought to be allowed to the several Proprietors; the other 20 Hogheads were refused, and put by to be picked.

That

That 131 Hogheads of uninfected Tobacco, fupposed to be carried away from *Shockoe's*, have been found, and perfons have been employed by the Infpectors to pick and reprize them, but no Account is yet returned of the Quantity faved.

It further *appears* to your Committee, that the Infpectors at *Shockoe's*, *Byrd's* and the *Rocky Ridge*, not having proper Houfes to hold the Tobacco, and not being able to hire Hands fufficient to examine all the damaged Tobacco under their own immediate View, did, by the Advice of feveral Gentlemen of the Houfe of Burgefles, contract with fundry Perfons to take feveral Hogheads of damaged Tobacco to their Houfes, to be fortified and reprized, and to allow them one third or one half of the Tobacco (as it was more or lefs damaged) that fhould be faved; under which Agreement feveral Hogheads were by the Infpectors delivered out, of which none have yet been accounted for, except 8 Hogheads returned to *Rocky Ridge*; fo that the Savings upon this Tobacco cannot, at this Time, be afcertained, but it appears that it will probably amount, in the Whole, to about 400 Hogheads, after paying the Salvage agreed for, including the Tobacco the Infpectors have faved themfelves, of which they cannot, at this Time, render a particular Account.

It further *appears* that at *Shockoe's* were 79 Hogheads, and at *Byrd's* 24 Hogheads of Tobacco refused, and put by to be picked, and which were damaged.

Your Committee are informed that a confiderable Number of Hogheads of Tobacco have been taken up by feveral Perfons, living upon *James River*, below the faid Warehoufes, great Part of which have been faved. And your Committee beg Leave to give it as their Opinion, that the Tobacco fo faved fhould be inquired into, and if it fhould appear it was carried from any of the Public Warehoufes, that it ought to be accounted for to the Public, after allowing a reasonable Salvage.

It further *appears* that about 800 Hogheads of Tobacco were loft in *Dixon's* and *Falmouth* Warehoufes, on *Rappahannock River*, but as the Infpectors are not attending, and their Accounts are not upon Oath, the Committee have fent for them, and cannot adjuft that Lofts until they fhall attend.

Dr. The Public for Tobacco destroyed by the late Fresh at the feveral Warehoufes upon *James River*. Cr.

<p>To <i>Shockoe's</i> Infpectors,..... 1,480,028</p> <p>To Col. <i>William Cabell</i>,..... 1,768</p> <p>To Mr <i>John Woodfon</i>,..... 1,307</p> <p>To Col. <i>Wilfon Miles Cary</i>,..... 1,849</p> <hr style="width: 50%; margin-left: 0;"/> <p style="text-align: right;">1,484,952</p> <p>To Mr <i>Field Trent</i> for eight Hogheads of Tobacco, the Weights not afcertained..... } To <i>Byrd's</i> Infpectors on Crop Tobacco,..... 766,145 To ditto on Tranffer Tobacco ... 15,627</p> <hr style="width: 50%; margin-left: 0;"/> <p>To <i>Warwick</i> Infpectors, to be paid for, 781,772 41,165</p> <hr style="width: 50%; margin-left: 0;"/> <p>To <i>Rocky Ridge</i> 341,450 Cafh Account Dr.</p> <p style="text-align: right;">l. s. d.</p> <p>To <i>Shockoe's</i> Infpectors,..... 49 10 6</p> <p>To Col. <i>William Cabell</i>, 2 12 6</p> <p>To Mr <i>John Woodfon</i>,..... 15</p> <p>To <i>Byrd's</i> Infpectors..... 33 15 6</p> <p>To <i>Rocky Ridge</i> Infpectors ... 157 15</p> <hr style="width: 50%; margin-left: 0;"/> <p style="text-align: right;">244 8 6</p>	<p>By old Tobacco at <i>Shockoe's</i> infpected above a Year,.... 17,614</p> <p>Balance to be paid for at <i>Shockoe's</i>..... 1,467,338</p> <hr style="width: 50%; margin-left: 0;"/> <p style="text-align: right;">1,484,952</p> <p>By eight Hogheads of old Tobacco at <i>Byrd's</i> infpected above a Year,..... } Balance to be paid for at <i>Byrd's</i> .. 773,336</p> <hr style="width: 50%; margin-left: 0;"/> <p style="text-align: right;">781,772</p> <p>By Tobacco faved at <i>Rocky Ridge</i>, 235,720</p> <p>By ditto,..... 4,058</p> <hr style="width: 50%; margin-left: 0;"/> <p>By old Tobacco infpected above a Year, 7,970</p> <p>Balance to be paid for,..... 93,702</p> <hr style="width: 50%; margin-left: 0;"/> <p style="text-align: right;">341,450</p>
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Ordered

Ordered, That the said Report do lie upon the Table.

Resolved, That this House will now resolve itself into a Committee of the whole House to consider of Ways and Means for raising Money to repair the Losses of Tobacco sustained by Means of the late Fresh.

Ordered, That the said Report be referred to the said Committee.

The House accordingly resolved itself into the said Committee.

Mr *Speaker* left the Chair.

Mr *Bland* took the Chair of the Committee.

Mr *Speaker* resumed the Chair.

Mr *Bland* reported, from the Committee, that they had come to several Resolutions, which they had directed him to report to the House, and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that for repairing the Losses of Tobacco sustained by Means of the late Fresh, a Sum of Paper Money, sufficient for the Purpose, be emitted.

Resolved, That it is the Opinion of this Committee, that for sinking the Paper Money, to be emitted for repairing the Losses of Tobacco sustained by Means of the late Fresh, Taxes be imposed upon Tobacco exported, and upon Wheel Carriages, Ordinary Licences, and Writs.

The said *Resolutions* being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That a Bill be brought in, pursuant to the said Resolutions; and that Mr *Bland*, Mr *Treasurer*, Mr *Edmund Pendleton*, Mr *Richard Henry Lee*, Mr *Harrison*, and Mr *Riddick*, do prepare and bring in the same.

And then the House adjourned till To-morrow Morning Nine of the Clock.

Wednesday, the 17th of July, 11 Geo. III. 1771.

A *Petition* of the Inspectors at *Shockoe's*, *Byrd's*, and *Rocky Ridge* Warehouses, was presented to the House, and read; setting forth that the Petitioners had undergone great Labour, in looking after and securing the Tobacco damaged by Means of the Fresh, in the Month of *May* last, and transcribing their Books, and preparing fair Copies of their Accounts, to be laid before this Honourable House, and had been put to considerable Expence in attending at *Williamsburg* ever since the meeting of this General Assembly; and therefore praying that they may be allowed a reasonable Satisfaction.

Ordered, That the said Petition be referred to the Consideration of the Committee appointed to examine and state Accounts of the Losses sustained by Means of the late Fresh; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Bland* reported, from the Committee to whom the Petition of *Robert Donald* was referred, that the Committee had considered the same, and had come to several Resolutions, which they had directed him to report to the House, and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table, where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that so much of the said Petition, as prays to be allowed by the Public, for the Loss the Petitioner sustained upon the Tobacco inspected at *Warwick* Warehouse, and damaged by the late Flood, be rejected.

Resolved, That it is the Opinion of this Committee, that the Residue of the said Petition, praying to be allowed by the Public for the Loss sustained upon the Tobacco inspected at *Milner's* Warehouse, and reloaded at *Warwick* Warehouse, be rejected.

The said *Resolutions* being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

A *Petition* of *Peter Pelham*, Keeper of the Public Gaol, was presented to the House, and read; praying that the usual Salary of forty Pounds per Annum may be continued. 18

Resolved, That the Sum of forty Pounds, per Annum, be allowed to *Peter Pelham*, as Public Gaoler, to continue to the End of the next Session of General Assembly.

Ordered, That *Mr Nelson* do carry the said Resolution to the Council, and desire their Concurrence.

A *Petition* of the Reverend *Alexander Gordon*, Clerk, Rector of the Parish of *Antrim*, was presented to the House, and read; setting forth, that the Law, which was proposed last Session of General Assembly, for raising the price of his Tobacco, or paying it in Kind, but did not receive the Assent of the *Governor*, was founded in Justice and Equity; That the Petitioner suffers more Toil and Fatigue in attending his Cure, than most other Clergymen in the Colony; and that his Salary, as it is now paid, is not adequate to his Expence and Trouble; and therefore praying that this House will grant him such Redress as shall appear just and reasonable.

Ordered, That the Consideration of the said Petition be deferred till the next Session of General Assembly.

A *Petition* of *William Wilkinson* and *John Pinchback*, Inspectors of Tobacco at *Waddy's* Warehouses, in the County of *New Kent*, was presented to the House, and read; setting forth that the said Warehouses were broken open the eighth Day of *July* last, and five hundred and thirty-six Pounds of Tobacco stolen out of the same, for which the Petitioners had been obliged to pay; and therefore praying that they may be repaid for the said Tobacco.

Ordered, That the Consideration of the said Petition be deferred till the next Session of General Assembly.

Mr Bland presented to the House, according to Order, a Bill to empower the Inhabitants of the Parish of *Augusta*, in the County of *Augusta*, to elect a Vestry; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

A *Petition* of *William Rind*, Printer, was presented to the House, and read; setting forth that his Salary, as Printer to the Public, will expire at the End of this Session of Assembly; and therefore praying that the same may be further continued.

Resolved, That the Sum of four hundred and fifty Pounds per Annum, be allowed to *William Rind*, Printer, to continue to the End of the next Session of Assembly, as a full Consideration for printing the Journal of the House of Burgesses, and the Laws of each Session, and sending as many Copies of the Laws to the County Court Clerks as there are acting Justices in the Commission, in each respective County, and one other, which is to be Half Bound, for the Use of the Court, and ten to the Clerks of the Courts of Huftings, in the City of *Williamsburg*, and Borough of *Norfolk*, and printing Inspectors Receipts and Books, Proclamations, and Public Advertisements.

Ordered, That *Mr Archibald Cary* do carry the said Resolution to the Council, and desire their Concurrence.

A *Petition* of the Freeholders and Inhabitants of the County of *Lunenburg*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that large Quantities of Tobacco are annually brought from *North-Carolina* to this Colony, and inspected, and sold here mostly for Gold and Silver, which is carried out from hence, and passed at higher Rates than it is here; and that the Owners of such Tobacco do not contribute any Thing towards building and supporting Bridges, and clearing and repairing Roads; and therefore praying that a Duty be laid upon Tobacco, imported from *North-Carolina*, and that the Value of Gold and Silver Coin in this Colony be made equal to Sterling, or to what it passeth for in the neighbouring Colonies. 14

Ordered, That the Consideration of the said Petition be deferred till the next Session of General Assembly.

A *Petition* of *William Tebbs* and *Thomas Atwell*, Inspectors of Tobacco at *Quantico* Warehouses, in the County of *Prince William*, was presented to the House, and read; setting forth, that the said Warehouses have long been, and yet are, in a ruinous Condition

tion, notwithstanding the petitioners have done all in their Power to get them repaired; and that by Means of their Insufficiency, and of the driving Rains this Summer, large Quantities of the Tobacco stored in the said Houses, have been so damaged, that the Owners refuse to receive them; and therefore praying that the House will take the Matter into Consideration, and so provide that the Petitioners may be indemnified for the Losses they are likely to sustain, without any Default in them.

Ordered, That the said Petition be referred to the Consideration of the Committee appointed to examine and state Accounts of the Losses sustained by Means of the late Fresh; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

M^r *Pendleton* reported, from the Committee appointed to prepare a Table of Fees, to be paid to the Clerk of this House, for Copies of private Acts, and of other Papers, that the Committee had prepared a Table accordingly, which the Committee had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table, where the said Table of Fees was read, and is as followeth, *viz.*

	<i>l.</i>	<i>s.</i>	<i>d.</i>
For a Copy of an Act of General Assembly	0	15	0
For a Copy of any other Paper, for every twenty Words,	0	0	2

Resolved, That the Clerk of this House be governed by the said Table, in receiving his Fees.

M^r *Richard Henry Lee* presented to the House, according to Order, a Bill for further continuing and amending the Act intituled *An Act for the better regulating and disciplining the Militia*; and the same was received and read the first Time.

Resolved, That the Bill be read a second Time.

Ordered, That it be an Instruction to the Gentlemen appointed to prepare and bring in a Bill pursuant to the Resolutions of the Committee of the whole House, which were Yesterday reported, and agreed to by the House, that they have Power to receive a Clause or Clauses, for enabling the Inspectors at *Byrd's*, *Shockoe's*, and *Rocky Ridge* Warehouses, to pay such Tobacco as they have saved, out of what was damaged in the said Houses, by Means of the late Fresh, in Discharge of their Transfer Notes, respectively.

A *Petition* of *John Heath* was presented to the House, and read; setting forth that a Negro Man Slave, named *Jacob*, belonging to *George Parker*, and hired by the Petitioner, was drowned in endeavoring to save some of the Tobacco, carried out of *Falmouth* Warehouse, and floating down the River, in the late Fresh; and therefore praying that the Value of the said Negro may be paid by the Public.

A *Motion* was made, and the Question being put, that the said Petition be referred to the Consideration of the Committee;

It passed in the Negative.

Ordered, That the said Petition be rejected.

A *Petition* of *William Rind* was presented to the House, and read; setting forth, that, in Obedience to an Order of this Honourable House, he has Half-Bound twelve hundred Copies of the Acts of the last Session of Assembly, and delivered them to the respective County Court Clerks; and paying a reasonable Allowance for the same.

Ordered, That the said Petition be referred to the Consideration of the Committee; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

And it is referred to M^r *Archibald Cary*, M^r *Richard Henry Lee*, M^r *Bland*, M^r *Richard Lee*, and M^r *Henry Lee*.

M^r *Bland* reported, from the Committee to whom the Petitions of the Inhabitants of the several Counties of *Amherst*, *Buckingham*, *Goochland*, and *Henrico*, were referred, that the Committee had examined the Matter of the said Petitions, and had come to several

* Hening, VII, p. 93.

feveral Refolutions, which they had directed him to report to the Houfe; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table, where the Refolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that fo much of the faid Petitions as prays that the Public Warehoufes, at *Shockoe's*, and *Byrd's*, may be removed to a Place not fubjected to be overflowed by the Waters, is reasonable.

Resolved, That it is the Opinion of this Committee, that the petitions, which pray that the faid Warehoufes may be removed to *Bowyer's* and *Houfing's* Tenements, in the Town of *Richmond*, is reasonable.

Resolved, That it is the Opinion of this Committee, that the Petitions which pray that the faid Warehoufes may be removed to *Lewis's* Land, below the Town of *Richmond*, be rejected.

The faid *Refolutions* being feverally read a fecond Time, were, upon the Queftion feverally put thereupon, agreed to by the Houfe.

Ordered, That it be an Inftruction to the Gentlemen appointed to prepare and bring in a Bill, purfuant to the Refolutions of the Committee of the whole Houfe, which were Yefterday reported, and agreed to by the Houfe, that they make Provision, in the faid Bill, for difcontinuing the Infpections at *Shockoe's* and *Byrd's*, and eftablifhing them on *Bowyer's* and *Houfing's* Tenements, in the Town of *Richmond*.

A *Petition* of *Edward Brisbane*, of the Town of *Petersburg*, Merchant, was prefented to the Houfe, and read; fetting forth, that the Petitioner had, at the Time of the late great rifing of the Waters, in *James River*, twenty feven Hogfheads of Tobacco, in the Public Warehoufes, at Bermuda Hundred, which Tobacco was brought from the Falls of *James River*, and put under their Care, according to Law, being intended for Exportation, but came too late to be taken on board the Ship, towards whofe Load it was defigned; and that the faid Tobacco, in the faid Warehoufes, was very much damaged, but that, by the Care and Vigilance of the Infpectors at *Petersburg*, to which Place, by Direction of the Petitioner, the fame, after it was damaged, had been brought, fifteen Hogfheads, and a Parcel of about five hundred Pounds Weight, are faved; and therefore praying, as to the Refidue of the faid Tobacco, that this Houfe will grant him fuch Relief as fhall feem meet.

Ordered, That the faid Petition be referred to the Confideration of the Committee appointed to examine and ftate Accounts of the Loffes fuftained by Means of the late Frefh; and that they do examine the Matter thereof, and report the fame, with their Opinion thereupon, to the Houfe.

A *Petition* of *John Young*, of the County of *Dinwiddie*, was prefented to the Houfe, and read; fetting forth that a Slave called *Mofes*, belonging to the Petitioner, having been fome time abfent from his Mafter's Service, and having committed Thefts and Outrages in the Neighbourhood, and being outlawed, in due Form, was apprehended and brought before a Magiftrate, and charged with Felony, and there being ftrong Proofs of his Guilt, was ordered by the Magiftrate to be carried to Prifon, but that the faid Slave, before he could be committed, died, through fome Mifmanagement, as is fufpected, in the Perfons who apprehended and were conveying him to the Court-Houfe; and therefore praying that this Honourable Houfe will grant fuch Relief to the Petitioner as fhall feem juft.

Ordered, That the Confideration of the faid Petition be deferred till the next Seflion of General Affembly.

A *Bill* for further continuing and amending the Act intituled *An Act for the better regulating and difciplining the Militia*, was read a fecond Time.

Resolved, That the Bill be committed to M^r *Archibald Cary*, and M^r *Bland*.

A *Bill* to empower the Inhabitants of the Parifh of *Augufta*, in the County of *Augufta* to elect a Veftry, was read a fecond Time.

Resolved

¹ Hening, VII, p. 93.

Resolved, That the Bill be committed to M^r *Edmund Pendleton*, and M^r *John Wilson*, of *Augusta*.

And then the House adjourned till To-morrow Morning nine of the Clock.

Thursday, the 18th of July. 11 Geo. III. 1771.

A *Petition* of the Freeholders and Inhabitants of the County of *Lunenburg*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that Part of the Act of General Assembly, intituled *an Act for amending the Staple of Tobacco, and for preventing Frauds in his Majesty's Customs*, allowing the Purchasers of Tobacco to have the same reviewed, is unreasonable; and therefore praying that that Part of the said Act may be repealed, or that the Owner of Tobacco, unjustly refused, may have a Review as well as the Purchaser.

Ordered, That the Consideration of the said Petition be deferred till the next Session of General Assembly.

¹⁷ M^r *Archibald Cary* reported, from the Committee to whom the Bill for further continuing and amending the Act intituled *An Act for the better regulating and disciplining the Militia*, was committed, that the Committee had gone through the Bill, and made several Amendments thereunto, which they had directed him to report to the House; and he read the Report in his Place; and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table: Where the Amendments were once read throughout, and then a second Time, one by one, and upon the Question severally put thereupon, were agreed to by the House.

Ordered, That the Bill, with the Amendments, be ingrossed.

A *Petition* of the Inspectors at *Dixon's* and *Falmouth* Warehouses, was presented to the House, and read; setting forth that the petitioners had undergone great Labour and Fatigue, in looking after and securing the Tobacco damaged in the said Warehouses, by the late Fresh, transcribing their Books, and preparing fair Copies of their Accounts and Proceedings, to be laid before this Honourable House, and have been put to considerable Expence in traveling to, and attending at *Williamsburg*; and therefore praying that they may be allowed a reasonable Satisfaction.

Ordered, That the said Petition be referred to the Consideration of the Committee appointed to examine and state Accounts of the Losses sustained by Means of the late Fresh; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Member* returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament, and repeated and subscribed the Test, took his Place in the House.

Ordered, That it be an Instruction to the Gentlemen appointed to prepare and bring in a Bill, pursuant to the Resolutions of the Committee of the whole House, which were, upon *Tuesday* last, reported, and agreed to by the House, that they make provision in the said Bill for removing the Warehouses at *Falmouth* Inspection.

A *Message* from the Council by M^r *Blair*:

M^r *Speaker*,

The Council have agreed to the Resolve for paying the Public Printer his Salary.

And then the Messenger withdrew.

M^r *Archibald Cary* reported from the Committee to whom the Petition of *William Rind* was referred, that the Committee had examined the Matter of the said Petition, and had come to a Resolution, which they had directed him to report to the House, and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolution of the Committee was read, and is as followeth, *viz.*

Resolved

¹ Hening, VIII, p. 69.

² Ibid, VIII, p. 93.

Resolved, That it is the Opinion of this Committee, that the said Petitioner be allowed three Shillings for every Book of the Laws of laſt Seſſion, which he ſhall prove, before the Treafurer, to have been delivered for the Uſe of the Public.

The ſaid *Reſolution* being read a ſecond Time, was, upon the Queſtion put thereupon, agreed to by the Houſe.

Resolved, That there be paid to *William Rind*, Printer to the Public, three Shillings for every Book of the Laws of laſt Seſſion, that he ſhall prove, before the Treafurer, to have been delivered for the Uſe of the Public.

Ordered, That M^r *Archibald Cary* do carry the ſaid Reſolution to the Council, and deſire their Concurrence.

A *Petition* of *Rowland Ward* was preſented to the Houſe, and read; ſetting forth that his Negro Man Slave, named *Cæſar*, having been duly outlawed, was killed in an Attempt to apprehend him; and that the ſaid Slave was valued, by the Court of *Amelia* County, to the Sum of one hundred Pounds; and therefore praying that the Value of the ſaid Slave may be paid to him by the Public. 18

Ordered, That the Conſideration of the ſaid Petition be deferred till the next Seſſion of General Aſſembly.

M^r *Pendleton* reported, from the Committee to whom the Bill to impower the Inhabitants of the Pariſh of *Auguſta*, in the County of *Auguſta*, to elect a Veſtry, was committed, that the Committee had gone through the Bill, and made an Amendment thereunto, which they had directed him to report to the Houſe; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendment, in at the Clerk's Table, where the Amendment was twice read, and upon the Queſtion put thereupon, was agreed to by the Houſe.

Ordered, That the Bill, with the Amendment, be ingroſſed.

A *Petition* of fundry Inhabitants of the County of *Mecklenburg*, whoſe Names are thereunto ſubſcribed, was preſented to the Houſe, and read; ſetting forth that the Importation of Tobacco from *North-Carolina* to this Colony is very detrimental to the Trade of the latter; and therefore praying that ſuch Importation may be prohibited or reſtrained.

Ordered, That the Conſideration of the ſaid Petition be deferred till the next Seſſion of General Aſſembly.

M^r *Bland* reported, from the Committee appointed to examine and ſtate Accounts of the Loſſes ſuſtained by Means of the late Freſh, as well in the Tobacco inſpected, as in ſuch as was brought to be inſpected, but not viewed, at the ſeveral Public Warehouſes, except ſuch Tobacco as had remained in the ſaid Warehouſes above a Year, that the Committee had examined and ſtated Accounts of the Loſſes of the Tobaccos of *Dixon's* and *Falmouth* Warehouſes, and had directed him to report the ſame, as it appeared to them, to the Houſe; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the ſame was read, and is as followeth, *viz.*

It *appears* to your Committee that the total Loſs of Tobacco at the ſaid Warehouſes amounts to ſeven hundred and eighty-five thouſand ſix hundred and fifty Pounds of Tobacco; and that the Expences attending the ſorting and reprizing the ſaid Tobacco amount to one hundred and eleven Pounds ſix Shillings and ſix Pence; that forty-eight thouſand nine hundred and two Pounds were ſaved out of the damaged Tobacco, and ſold by the Inſpectors, by the Advice of *King George* County Court, for four hundred and fifty-nine Pounds eighteen Shillings and four Pence, a particular Account whereof is ſtated in a Schedule annexed to this Report.

It further *appears* to the Committee, that about fifty Hogſheads of unſpected Tobacco, and thirty Hogſheads that had been reſuſed and not picked, were carried from *Falmouth* Warehouſe by the Freſh.

The

The Public	Dr.	Contra	Cr.
	<i>lbs. Nett.</i>		<i>lbs. Nett.</i>
To the Inspectors at <i>Dixon's</i> Warehouse for 152 Hogf-heads of Crop Tobacco damaged.....	156,584	By 10 Hogfheads of old Tobacco which have been inspected above a Year,.....	9,284
To the Inspectors at <i>Falmouth</i> Warehouse for 630 Hogf-heads of Crop Tobacco damaged			
Cash	651,916	By 14 Hogfheads of old Tobacco which have been inspected above a Year,	13,566
To fundry Expences for fort- ing and prizing damaged To- bacco,.....	111 6 6	Balance to be paid by the Pub- lic,.....	147,300
		Balance to be paid by the Pub- lic,.....	638,350
		Contra	651,916
		By Cash for 48,902 lbs. of To- bacco fold by the Inspectors, by Advice of the Court of the County of <i>King George</i> ,....	372 2 4
		By Cash for wet Tobacco fold,..	87 16
			459 18 4

Ordered, That it be an Instruction to the Gentlemen, appointed to prepare and bring
¹⁹ in a Bill, pursuant to the Resolutions of the Committee of the whole House, which were,
upon *Tuesday* last, reported and agreed to by the House, that they make provision, in
the said Bill, for paying the Owners of the Tobacco lost and damaged in *Dixon's* and
Falmouth Warehouses by the late Fresh.

Mr *Bland* reported, from the Committee to whom the several Petitions of the In-
spectors at *Shockoe's*, *Byrd's*, and *Rocky Ridge* Warehouses, *Edward Brisbane*, and
William Tebbs, and *Thomas Attwell*, were referred, that the Committee had examined
the Matter of the said Petitions, and come to several Resolutions, which they directed
him to report to the House, and he read the Report in his Place, and afterwards delivered
it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as
followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the petition of the Inspectors
at *Shockoe's*, *Byrd's*, and *Rocky Ridge* Warehouses, praying to be allowed by the Public
for their extraordinary Trouble in fortng and reprizing the damaged Tobacco, is reason-
able; and that they ought to be allowed fifteen Pounds each, for their Trouble in the
said Service; and that *Turner Southall*, *Daniel Price*, and *Matthew Branch*, ought to be
allowed five Pounds each, for their Expences in attending the said Committee, with
their Accounts.

Resolved, That it is the Opinion of this Committee, that the Petition of *Edward*
Brisbane, praying to be allowed by the Public for the Losses sustained upon the Tobacco,
damaged by the late Flood, as set forth in the said Petition, be rejected.

Resolved, That it is the Opinion of this Committee, that the Petition of *William*
Tebbs and *Thomas Attwell*, Inspectors at *Quantico* Warehouse, praying to be allowed for
the Tobacco damaged therein, by Rain, is reasonable; and that Commissioners ought to
be appointed to examine, state, and settle an Account thereof.

The two first Resolutions of the Committee being severally read a second Time, were,
upon the Question severally put thereupon, agreed to by the House.

The subsequent Resolution of the Committee being read a second Time, and the
Question

Question being put, that the House doth agree with the Committee in the said Resolution;

It passed in the Negative.

Resolved, That the Petition of *William Tebbs* and *Thomas Attwell*, Inspectors at *Quantico* Warehouse, praying to be allowed for the Tobacco damaged therein, by Rain, be rejected.

Ordered, That it be an Instruction to the Gentlemen appointed to prepare and bring in a Bill, pursuant to the Resolutions of the Committee of the whole House, which were, upon *Tuesday* last, reported and agreed to by the House, that they have Power to receive a Clause or Clauses, for appointing Commissioners to examine the Condition of the Warehouses at *Quantico*, at the Time the Tobacco mentioned in the Petition of *William Tebbs* and *Thomas Attwell* was damaged, and by what Accidents, or by whose Neglect, such Damage, if any, happened; and to state an Account of the said damaged Tobacco; and to report their Proceedings to the next Session of General Assembly.

A Petition of *William Hackney* and *Rowland Sutton*, Inspectors at *Kemp's* Warehouse, in the County of *Middlesex*, was presented to the House, and read; setting forth that in the Night of the ninth Day of this Instant *July*, the Doors of the said Warehouse were broke open, and a Hoghead of Tobacco, belonging to *Philip Ludwell Grymes*, Esq; weighing nine hundred and ninety-five Pounds Nett, was taken out of the said Warehouse, and all the Tobacco, except a few Bundles, carried away; and that the said Loss did not happen by any Neglect of the Petitioners, who are nevertheless liable to make the said *Grymes* Satisfaction for the same; and therefore praying that this Honourable House will afford them such Relief as they shall think just and reasonable. 20

Ordered, That the Consideration of the said Petition be deferred till the next Session of General Assembly.

And then the House adjourned till To-morrow Morning nine of the Clock.

Friday, the 19th of July, 11 Geo. III. 1771.

M^R *Bland* reported, from the Committee to whom the several Petitions of the Inspectors at *Dixon's* and *Falmouth* Warehouses, and *John Sharpe* and *William Lyon* were referred, that the Committee had examined the Matter of the said Petitions, and had come to several Resolutions, which they had directed him to report to the House, and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the Petition of *William Newton* and *John Pollard*, Inspectors at *Dixon's* and *Falmouth* Warehouses, is reasonable; and that they ought to be allowed ten Pounds each for their Trouble and Expence in travelling to *Williamsburg*, and attending the Committee.

Resolved, That it is the Opinion of this Committee, that the Petition of *John Sharpe* and *William Lyon*, praying to be allowed a reasonable Satisfaction for their Assistance in saving from the late Flood one hundred and fifty four Hogheads of Tobacco at *Falmouth* Warehouse, be rejected.

The said Resolutions being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

An engrossed Bill for further continuing and amending the Act intituled *An Act for the better regulating and disciplining the Militia*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be *An Act for further continuing the Act intituled An Act for the better regulating and disciplining the Militia*.

Ordered, That Mr *Archibald Cary* do carry the Bill to the Council, and desire their Concurrence.

Ordered

* Hening, VII, p. 93.

* Ibid, VIII, p. 503.

Ordered, That the Treafurer be directed to pay the additional Sum of feventy-five Pounds to *Richard Bland* and *Patrick Henry*, Elquires, for their Trouble and Expences in going as Commiffioners to *New-York*, to meet with Commiffioners appointed by the Legiflatures of the neighbouring Colonies, to form and agree upon a general Plan for the Regulation of the *Indian Trade*.

An engroffed *Bill* to empower the Inhabitants of the Parifh of *Augufta*, in the County of *Augufta*, to elect a Veftry, was read the third Time.

21 *Refolved*, That the *Bill* do pafs; and that the Title be *An Act*¹ to empower the Inhabitants of the Parifh of *Augufta*, in the County of *Augufta*, to elect a Veftry.

Ordered, That M^r *Bland* do carry the *Bill* to the Council, and defire their Concurrence.

Ordered, That Leave be given to bring in a *Bill* for the Eafe and Relief of the People, by paying the Burgeffes Wages in Money, for this prefent Seffion of Affembly; and that M^r *Henry Lee* and M^r *Baffett* do prepare and bring in the fame.

A *Meffage* from the Council by M^r *Blair*:

M^r *Speaker*,

The Council have agreed to the *Bill*, intituled *An Act* to empower the Inhabitants of the Parifh of *Augufta*, in the County of *Augufta*, to elect a Veftry, without any Amendment: And alfo,

The Council have agreed to the *Bill*, intituled *An Act*² for further continuing the *Act*, intituled *An Act* for the better regulating and difciplining the Militia, without any Amendment, to which Amendment the Council defire the Concurrence of this Houfe: And alfo,

The Council have agreed to the *Refolve* for paying to the Keeper of the Public Gaol his Salary.

And then the *Meffenger* withdrew.

The Houfe proceeded to take into Confideration the Amendment made by the Council to the *Bill*, intituled *An Act* for further continuing the *Act*, intituled *An Act* for the better regulating and difciplining the Militia.

And the faid Amendment was read, and is as followeth, viz.

Line the laft, leave out 'one Year', and infert 'two Years,' inftead thereof.

The faid Amendment being read a fecond Time, was, upon the *Queftion* put thereupon, agreed to by the Houfe.

Ordered, That M^r *Archibald Cary* do carry the *Bill* to the Council, and acquaint them that this Houfe hath agreed to the Amendment made by them.

M^r *Bland* prefented to the Houfe, according to Order, a *Bill* for the Reliet of the Sufferers by the Lofs of Tobacco damaged or burnt in feveral Warehoufes; and the fame was received and read the firft Time.

Refolved, That the *Bill* be read a fecond Time.

Refolved, That the *Bill* be now read a fecond Time.

The *Bill* was accordingly read a fecond Time.

Refolved, That the *Bill* be committed.

Refolved, That the *Bill* be committed to a Committee of the whole Houfe.

Refolved, That this Houfe will now *refolve* itfelf into a Committee of the whole Houfe, upon the faid *Bill*.

The Houfe accordingly *refolved* itfelf into the faid Committee.

M^r *Speaker* left the Chair.

M^r *Bland* took the Chair of the Committee.

M^r *Speaker* refumed the Chair.

M^r *Bland* reported from the Committee, that they had gone through the *Bill*, and made feveral Amendments thereunto, which they had directed him to report to the Houfe; and he read the Report in his Place, and afterwards delivered the *Bill*, with the
22 Amendments in at the Clerk's Table; where the Amendments were once read throughout

¹ Hening, VIII, p. 504.

² Ibid, VIII, p. 503.

throughout, and then, a second Time, one by one; and upon the Question severally put thereupon, were agreed to by the House.

Ordered, That the Bill, with the Amendments, be ingrossed.

Mr *Henry Lee* presented to the House, according to Order, a Bill for the Ease and Relief of the People, by paying the Burgeffes Wages in Money, for this present Session of Assembly; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Resolved, That the Bill be now read a second Time.

The *Bill* was accordingly read a second Time.

Ordered, That the Bill be ingrossed.

And then the House adjourned till To-morrow Morning nine of the Clock.

Saturday, the 20th of July. 11 Geo. III. 1771.

AN ingrossed *Bill* for the Relief of the Sufferers by the Loss of Tobacco damaged or burnt in several Warehouses, was read the third Time.

Resolved, That the Bill do pass; and that the Title be *An Act for the Relief of the Sufferers by the Loss of Tobacco damaged or burnt in several Warehouses.*

Ordered, That Mr *Bland* do carry the Bill to the Council and desire their Concurrence.

An engrossed *Bill* for the Ease and Relief of the People, by paying the Burgeffes Wages in Money for this present Session of Assembly, was read the third Time.

Resolved, That the Bill do pass; and that the Title be *An Act for the Ease and Relief of the People, by paying the Burgeffes Wages in Money, for this present Session of Assembly.*

Ordered, That Mr *Henry Lee* do carry the Bill to the Council, and desire their Concurrence.

Resolved, Nemine Contradicente, That an elegant Statue of his late Excellency the Right Honourable *Norborne*, Baron de *Botetourt* be erected in Marble at the Public Expence, with proper Inscriptions, expressing the grateful Sense this House entertains of his Lordship's prudent and wise Administration, and their great Solitude to perpetuate, as far as they are able, the Remembrance of those many public and social Virtues which adorned his illustrious Character. That the same be sent for to *Great-Britain* under the Direction of the Honourable *William Nelson*, *Thomas Nelson*, and *Peyton Randolph*, Esquires, *Robert Carter Nicholas*, *Lewis Burwell*, and *Dudley Digges*, Esquires.

Resolved, That the Treasurer pay for the Statue to be erected to the Memory of Lord *Botetourt* out of the public Money in the Treasury.

Ordered, Mr *Bland* do carry the Resolution to the Council, and desire their Concurrence.

Resolved, That the Sum of fifteen Pounds be paid to each of the Inspectors at *Shockoe*, *Byrd's* and *Rocky Ridge* Warehouses; the Sum of five Pounds to *Turner Southall*, *Daniel Price*, and *Matthew Branch*, each; ten Pounds to *Lusby Turpin*, and five Pounds to *Thomas Cheatham*, Inspectors at *Warwick*; and the Sum of ten Pounds to *William Newton* and *John Pollard*, each, for their Services in saving the Tobacco damaged in the Public Warehouses, and their Trouble and Expences in travelling to *Williamsburg*, and attending the House of Burgeffes, with their Books and Accounts of the said Tobacco.

Ordered, That Mr *Archibald Cary* do carry the Resolution to the Council and desire their Concurrence.

Resolved, That the several Sums of Money following be paid to the several Officers of the General Assembly, *viz.*

To

¹ Hening, VIII, p. 493.

² Ibid, VIII, p. 505.

To <i>George Wythe</i> , Esq; Clerk of the House of Burgesses,	£ 75	0	0
To <i>John Blair</i> , jun. Esq; Clerk of the General Assembly,	40	0	0
To the Reverend Mr <i>Thomas Price</i> , Chaplain,	20	0	0
To Mr <i>Francis Eppes</i> , Serjeant at Arms,	30	0	0
To Mr <i>Hind Ruffell</i> ,	10	0	0
To <i>Jasper Mauduit Gidley</i> ,	10	0	0
To the Door Keeper of the Council,	8	0	0
To <i>James Lavie</i> ,	} Door Keepers to the House, each 8l.	32	0
To <i>Robert Hyland</i> ,			
To <i>William Hicks</i> ,			
To <i>John Creagh</i> ,			

Ordered, That Mr *Archibald Cary* do carry the Resolution to the Council, and desire their Concurrence.

Ordered, That a Committee be appointed to examine the enrolled Bills and Resolves.

And a Committee was appointed of Mr *Dudley Digges*, Mr *Lewis Burwell*, of *James City*, Mr *Wilson Miles Cary*, and Mr *Jefferson*.

A Message from the Council by Mr *Blair*:

Mr *Speaker*,

The Council have agreed to the Bill, intituled An Act¹ for the Relief of the Sufferers by the Loss of Tobacco damaged or burnt in several Warehouses, *without any Amendment: And also*,

The Council have agreed to the Bill, intituled, An Act² for the Ease and Relief of the People, by paying the Burgesses Wages in Money for this present Session of Assembly, *without any Amendment: And also*,

The Council have agreed to the Resolve for erecting a Statue to the Memory of Lord Botetourt: *And also*,

The Council have agreed to the Resolve for paying the Public Printer for binding the Books of the Acts of last Session: *And also*,

The Council have agreed to the Resolve for paying several Sums of Money to several Inspectors: *And also*,

The Council have agreed to the Resolve for paying several Sums of Money to the Officers of the General Assembly.

And then the Messenger withdrew.

Mr *Dudley Digges* reported, from the Committee appointed to examine the enrolled Bills and Resolves, that the Committee had examined the enrolled Bills and Resolves accordingly, and rectified such Mistakes as were found therein; and that they are truly enrolled.

24 Ordered, That Mr *Dudley Digges* do carry the enrolled Bills and Resolves to the Council, for their Inspection.

A Message from the Council by Mr *Blair*.

Mr *Speaker*,

The Council have Inspected the enrolled Bills and Resolves and are satisfied that they are truly enrolled.

And then the Messenger withdrew.

A Message from the President by Mr *Blair*:

Mr *Speaker*,

The President commands this House to attend his Honour immediately, in the Council Chamber.

Accordingly Mr *Speaker*, with the House, went up to attend his Honour, in the Council

¹ Henning, VIII, p. 493.

² Ibid, VIII, p. 505.

cil Chamber, where his Honour was pleased to give his Assent to the several public and private Bills and Resolves following, *viz.*

An Act¹ for further continuing the Act intituled an Act for the better regulating and disciplining the Militia.

An Act² for the Relief of the Sufferers by the Loss of Tobacco damaged or burnt in several Warehouses.

An Act³ to empower the Inhabitants of the Parish of Augufta, in the County of Augufta, to elect a Vestry.

An Act⁴ for the Ease and Relief of the People by paying the Burgeffes Wages in Money for this present Session of Assembly.

A Resolve for erecting a Statue to the Memory of Lord Botetourt.

A Resolve for paying four hundred and fifty Pounds per Annum to William Rind, the Public Printer.

A Resolve for paying the Keeper of the Public Gaol his Salary.

A Resolve for paying the Public Printer for binding Books of the Acts of last Session.

A Resolve for paying several Sums of Money to several Inspectors.

A Resolve for paying several Sums of Money to the Officers of the General Assembly.

After which his Honour was pleased to make a Speech to the Council and this House, as followeth, *viz.*

Gentlemen of the Council, Mr Speaker, and Gentlemen of the House of Burgeffes,

I am now to return you my Thanks for the Readiness with which you have entered upon the Business I recommended to you, and for your constant Attention and Application to it.

I am persuaded that your Conduct, on this Occasion, will be highly approved by your Country in general, and that those who will be relieved by the Act that is passed for that Purpose, will always think of you with Honour and Gratitude.

Before I part with you let me entreat the Favour of your Assistance, in your different Departments, to preserve the Peace, Order, and good Government, in your several Counties, which, I have the Pleasure to observe, have subsisted during my short Administration.

I will not detain you longer than to acquaint you that I have thought fit to prorogue this Assembly to the fourth Thursday in October next; and it is accordingly prorogued to that Time.

¹ Hening, VIII, p. 503.

² Ibid, VII, p. 493.

³ Ibid, VIII, p. 504.

⁴ Ibid, VIII, p. 505.

JOURNAL

of the

HOUSE OF BURGESSES

1772



Burgeffes.

Accomack	Southey Simpfon James Henry	Gloucefter	Thomas Whiting Lewis Burwell
Albemarle	Thomas Walker *Thomas Jefferfon	Goochland	John Woodfon Thomas Mann Randolph
Amelia	John Winn John Tabb	Halifax	*Nathaniel Terry *Iaac Coles
Amherft	William Cabell, Jr. Jofeph Cabell	Hampfhire	*James Mercer Alexander White
Augufta	John Wilfon Samuel McDowell	Hanover	Patrick Henry, Jr. John Smith
Bedford	*John Talbot *Charles Lynch	Henrico	Richard Randolph Richard Adams
Berkeley	Robert Rutherford *Thomas Hite	Ille of Wight	James Bridger Richard Hardy
Botetourt	Andrew Lewis John Bowyer	James City	Robt. Carter Nicholas Lewis Burwell
Brunfwick	John Jones Thomas Stith	Jameftown King and Queen	Champion Travis George Brooke John Tayloe Corbin
Buckingham	Charles May Henry Bell	King George	Jofeph Jones William Fitzhugh
Caroline	Edmund Pendleton Walker Taliaferro	King William	Auguftine Moore William Aylett
Charles City	William Acrill Benjamin Harrifon	Lancafter	Richard Mitchell Charles Carter
Charlotte	Paul Carrington James Speed	Loudoun	Thomfon Mafon Francis Peyton
Chefterfield	Archibald Cary Benjamin Watkins	Louifa	*Richard Anderfon Dabney Carr
The College	John Page	Lunenburg	Richard Claiborne Thomas Pettus
Culpeper	Henry Pendleton Henry Field, Jr.	Mecklenburg	Matthew Marrable *Robert Munford
Cumberland	William Fleming Alexander Trent	Middlefex	Edmund Berkeley James Montague
Dinwiddie	Robert Bolling John Banifter	Nanfemond	Benjamin Baker Lemuel Riddick
Dunmore	*Francis Slaughter *Jofeph Watfon	New Kent	Burwell Baffett Bartholomew Dandridge
Elizabeth City	Henry King Worlich Westwood	Norfolk	Thomas Newton, Jr. James Holt
Effex	James Edmondfon William Roane	Norfolk Borough	Jofeph Hutchings
Fairfax	George Wafhington John Weft	Northampton	Severn Eyre John Burton
Fauquier	Thomas Marfhall James Scott	Northumberland	Peter Prefley Thornton Spencer Mottrom Ball
Frederick	Robert Rutherford James Wood		

*Not fhown by the Journal to have been prefont during the Affembly.

Orange	Zachariah Burnley Thomas Barbour	Spotylvania	George Stubblefield Mann Page, Jr.
Pittsylvania	*John Donelson Hugh Innes	Stafford	John Alexander Yelverton Peyton
Prince Edward	Peter Legrand Pafchall Greenhill	Surry	Allen Cocke *Hartwell Cocke
Prince George	Richard Bland Peter Poythrefs	Suffex	David Mafon Richard Blunt
Prince William	Foufhee Tebbs Henry Lee	Warwick	William Harwood William Langhorne
Princes Anne	Edward Hack Mofeley, Jr. Chriftopher Wright	Westmoreland	Richard Henry Lee Richard Lee
Richmond	Robert Wormeley Carter Francis Lightfoot Lee	Williamfburg York	Peyton Randolph Dudley Digges Thomas Nelson, Jr.
Southampton	Edwin Gray Henry Taylor		

*Not shown by the Journal to have been present during the Assembly.

Changes in the Personnel, 1772.

Buckingham	Charles May succeeded Benjamin Howard
Henrico	Samuel Duval succeeded Richard Randolph
King William	Auguftine Moore succeeded Philip Whitehead Claiborne
Lunenburg	Thomas Pettus succeeded Henry Blgrave

By his **Excellency**, the Right Honourable **John**, Earl of **Dunmore**, his Majesty's Lieutenant and Governor General of the Colony and Dominion of **Virginia**, and Vice Admiral of the same:

A PROCLAMATION
For diffolving the General Affembly.

Virginia, to wit:

Whereas, the General Affembly stands prorogued to the fourth *Thursday* in this Month. And whereas I have thought fit, for divers Considerations regarding his Majesty's Service, to dissolve the said Affembly; I have therefore, by and with the Advice and Consent of his Majesty's Council, issued this Proclamation, declaring the said Affembly to be dissolved; and it is hereby dissolved accordingly. Of which all his Majesty's Subjects within this Colony are required to take Notice.

Given under my Hand, and the Seal of the Colony, at *Williamsburg*, this 12th Day of *October*, 1771, and in the eleventh Year of his Majesty's Reign.

Dunmore

GOD SAVE THE KING.

By his **Excellency**, the Right Honourable **John**,
Earl of **Dunmore**, his Majesty's Lieutenant and Gov-
ernor General of the Colony and Dominion of **Vir-**
ginia, and Vice Admiral of the same:

A PROCLAMATION.

Virginia, to wit:

Whereas, the General Assembly is summoned to meet on *Thursday* the twelfth Day of next Month, and I find no urgent Occasion for the said Assembly's meeting at that Time: I have therefore thought fit, by and with the Advice of his Majesty's Council, by this Proclamation, in his Majesty's Name, further to prorogue the said Assembly to the second *Thursday* in *January* next.

Given under my Hand, and the Seal of the Colony, at *Williamsburg*, this 20th Day *November*, 1771, and in the twelfth Year of his Majesty's Reign.

Dunmore.

GOD SAVE THE KING.

By his **Excellency**, the Right Honourable **John**,
Earl of **Dunmore**, his Majesty's Lieutenant and Gov-
ernor General of the Colony and Dominion of **Vir-**
ginia, and Vice Admiral of the fame:

A PROCLAMATION.

Virginia, to wit:

Whereas, the General Assembly stands prorogued to the second *Thursday* in *January* next, and I find no urgent Occasion for the said Assembly's meeting at that Time: I have therefore thought fit, by and with the Advice and Consent of his Majesty's Council, by this Proclamation, in his Majesty's Name, further to prorogue the said Assembly to *Thursday* the 6th Day of *February* next; at which Time their attendance is required at the Capitol, in the City of *Williamsburg*.

Given under my Hand, and the Seal of the Colony, at *Williamsburg* aforesaid, this 12th Day of *December*, 1771, and in the twelfth Year of his Majesty's Reign.

Dunmore.

GOD SAVE THE KING.

A PROCLAMATION.

Virginia. to wit:

His EXCELLENCY, JOHN, Earl of DUNMORE, his Majesty's Lieutenant and Governor General of the Colony and Dominion of VIRGINIA, and Vice Admiral of the same, to *William Nelson, Thomas Nelson, Richard Corbin, William Byrd, Philip Ludwell Lee, John Tayloe, Robert Carter, Robert Burwell, George William Fairfax, John Page*, Esquires, *James Horrocks*, Clerk, and *Ralph Wormeley, Junior*, Esquire. KNOW YE that, by Virtue of the Powers and Authorities to me granted by his Majesty, I do hereby authorize and empower you, the said *William Nelson, Thomas Nelson, Richard Corbin, William Byrd, Philip Ludwell Lee, John Tayloe, Robert Carter, Robert Burwell, George William Fairfax, John Page, James Horrocks*, and *Ralph Wormeley, Junior*, or any two of you, to administer the Oaths appointed by Act of Parliament to be taken, instead of the Oaths of Allegiance and Supremacy, the Oath appointed to be taken by an Act of Parliament made in the sixth Year of the Reign of his present Majesty King GEORGE the Third, intituled *An Act for altering the Oath of Abjuration, and the Assurance, and for amending so much of an Act of the seventh Year of her late Majesty Queen ANNE, intituled, An Act for the Improvement of the Union of the two Kingdoms, as after the Time therein limited requires the Delivery of certain Lists and Copies therein mentioned to Persons indicted of High Treason, or Misprision of Treason;* as also the Test, to all such Persons as are or shall be returned to serve in this present General Assembly, as Burgeffes; as also to the Clerk of the House of Burgeffes, or Clerks of any of the Committees of the said House, that shall be appointed during this Session; and to cause them to subscribe the said last mentioned Oath, as also the Test; and to Administer the Oath of Clerk to the Clerk of the said House; and also the Clerk or Clerks of Committees.

Given under my Hand, and the Seal of the Colony, at *Williamsburg*, the 4th Day of *February*, 1772, in the twelfth Year of the Reign of our Sovereign Lord King GEORGE the Third.

Dunmore.

A PROCLAMATION.

Thursday, the 6th of February, 12 George III. 1772.

The Right Honourable JOHN Earl of DUNMORE his Majesty's Lieutenant and Governor General of the Colony and Dominion of VIRGINIA, and Vice Admiral of the same, having, by Proclamation hereunto annexed, and Writs of Summons bearing Date of the 31st Day of *October* last, called the General Assembly to meet this Day; and having made a Commission, under his Hand, and the Seal of the Colony, hereunto also annexed, to the Honourable *William Nelson, Thomas Nelson, Richard Corbin, William Byrd, Philip Ludwell Lee, John Tayloe, Robert Carter, Robert Burwell, George William Fairfax, John Page*, Esquires, *James Horrocks*, Clerk, and *Ralph Wormeley, Junior*, Esquire, for administering the Oaths appointed to be taken by the Members of the House of Burgesses; and several of the said Commissioners attending in the Council Chamber, the usual Place for administering the said Oaths to the Members of the House of Burgesses, at the Opening of a General Assembly; and *Benjamin Waller*, Esquire, Clerk of the Secretary's Office, having delivered in a Book of the Names of such Members as had been returned; and *George Wythe*, Clerk of the House of Burgesses, attending, according to his Duty, the said Commissioners administered the said Oaths to such Members of the House of Burgesses as then appeared; and there not being a sufficient Number of them to proceed to Business, upon Information that the General Assembly was to be therefore prorogued, the Members went again to the Council Chamber, where the Proclamation was read for proroguing the General Assembly until To-morrow; which Proclamation is as followeth, *viz.*

Virginia, to wit:

Whereas this Day was by me appointed for the meeting of the General Assembly, but the Badness of the Roads has prevented the Number of Burgesses requisite to make a House from attending; I have therefore thought fit, by and with the Advice and Consent of his Majesty's Council, by this Proclamation, in his Majesty's Name, to prorogue the said Assembly until Tomorrow; at which Time their Attendance is required at the Capitol, in the City of *Williamsburg*, for the Dispatch of public Business.

Given under my Hand, and the Seal of the Colony, at *Williamsburg*, aforesaid, this 6th Day of *February*, 1772, and in the twelfth Year of his Majesty's Reign.

Dunmore.

GOD SAVE THE KING.

A PROCLAMATION.

Friday, the 7th of February, 12 George III. 1772.

Several Members this Day appearing, being informed that the General Assembly was to be again prorogued by Proclamation, they went up to the Council Chamber; where the Proclamation was read, for proroguing the General Assembly until Tomorrow which proclamation is as followeth, *viz.*

Virginia. to wit:

Whereas, this Day was by me appointed for the meeting of the General Assembly, but the Badness of the Roads has prevented the Number of Burgesses requisite to make a House from attending; I have therefore thought fit, by and with the Advice and Consent of his Majesty's Council, by this Proclamation, in his Majesty's Name, to prorogue the said Assembly until Tomorrow; at which Time their Attendance is required at the Capitol, in the City of *Williamsburg*, for the Dispatch of public Business.

Given under my Hand, and the Seal of the Colony, at *Williamsburg*, this 7th Day of *February*, 1772, and in the twelfth Year of his Majesty's Reign.

Dunmore.

GOD SAVE THE KING.

A PROCLAMATION.

Saturday, the 8th of February, 12 Geo. III. 1772.

Several Members this Day appearing, being informed that the General Affembly was to be again prorogued by Proclamation, they went up to the Council Chamber; where the Proclamation was read, for proroguing the General Affembly until *Monday* next; which Proclamation is as followeth, *viz.*

Virginia, to wit:

Whereas, this Day was by me appointed for the meeting of the General Affembly, but the Badness of the Roads have prevented the Number of Burgeffes requisite to make a House from attending; I have therefore thought fit, by and with the Advice of his Majesty's Council, by this proclamation, in his Majesty's Name, to prorogue the said Affembly till *Monday* next; at which Time their Attendance is required at the Capitol, in the City of *Williamsburg*, for the Dispatch of public Businests.

Dunmore.

GOD SAVE THE KING.



JOURNAL

of the

HOUSE OF BURGESSES

GENERAL Assembly, begun and held at the Capitol, in the City of WILLIAMSBURG, on MONDAY the tenth Day of FEBRUARY in the twelfth Year of the Reign of our Lord GEORGE the Third, by the Grace of GOD, of GREAT-BRITAIN, FRANCE and IRELAND, King, Defender of the Faith, &c. Annoque Domini 1772.

On which Day, being the first Day of the meeting of this General Assembly, pursuant to the several Proclamations hereunto annexed, and the Writs, which had before issued for that Purpose, several of the Commissioners, named in the Commission hereunto also annexed, attended in the Council Chamber, with the Clerk, and administered the Oaths appointed to be taken by the Members of the House of Burgesses to such of the said Members as then appeared; which being done, the Members all repaired to their Seats in the House of Burgesses: After which a Message was delivered by *John Blair*, Esquire, Clerk of the General Assembly.

Gentlemen,

The Governor commands this House to attend his Excellency immediately in the Council Chamber.

Accordingly the House went up to attend his Excellency in the Council Chamber, where his Excellency was pleased to say to them:

Gentlemen of the House of Burgesses,

You must return again to your House, and immediately proceed to the choice of a Speaker.

And the House being returned,

Richard Bland, Esquire, one of the Members for the County of *Prince George*, addressing himself to the Clerk (who, standing up, pointed to him, and then sat down) put the House in Mind of the Governor's Commands to proceed to the Choice of a Speaker, and moved, that *Peyton Randolph*, Esq; who had, in several former General Assemblies, shewn himself to be every Way qualified for the Office, should take the Chair of this House, as Speaker: *And thereupon,*

Mr Randolph was elected without Opposition, and was taken out of his Place by two Members, who led him from thence to the Chair, and having ascended the uppermost Step, and standing there, *Mr Randolph* returned his Thanks to the House for this recent Instance of their Approbation, and assured them that he would endeavor to conduct himself with Attention, Impartiality, and Steadiness, in the Discharge of the important Duties of his Office.

And thereupon he sat down in the Chair; and then the Mace (which before lay under the Table) was laid upon the Table.

Ordered, That a Message be sent to the Governor, to acquaint his Excellency, that this House, in Obedience to his Commands, have made Choice of a Speaker, and to know his Pleasure when they shall attend to present him; and that *Mr Bland*, *Mr Riddick*, and *Mr Cary*, do wait upon him with the said Message.

They

They accordingly withdrew, and, being returned, M^r *Bland* reported, that the Governor was pleased to say, he would send an Answer by a Messenger of his own.

A Message from the Governor by M^r *Blair*:

M^r *Speaker*,

The Governor commands this House to attend his Excellency immediately in the Council Chamber.

Accordingly M^r *Speaker* elect, with the House, went up to attend his Excellency in the Council Chamber; and he was pleased to declare his Approbation of their Choice.

Then M^r *Speaker* did, in the Name and on Behalf of the House, lay Claim to all their antient Rights and Privileges, particularly a Freedom of Speech and Debate, Exemption from Arrests, and Protection for their Estates; and lastly, for himself, requested that his Errors might not be imputed to the House.

The Governor answered, that he should take Care to defend them in all their just Rights and Privileges.

The House being returned,

M^r *Speaker* reported, that the House had attended the Governor in the Council Chamber; where his Excellency was pleased to approve the Choice they had made of him to be their Speaker, and to grant and allow to them, upon Petition of Claim made by him to his Excellency, in the Name and on the Behalf of the House of Burgeses, all their antient Rights and Privileges; particularly a Freedom of Speech and Debate, Exemption from Arrests, and Protection for their Estates.

M^r *Speaker* also reported, that the Governor was pleased to make a Speech to the Council and this House; of which M^r *Speaker* said, he had, to prevent Mistakes, obtained a Copy; which he read to the House, and is as followeth, viz.

*Gentlemen of the Council, M^r Speaker, and
Gentlemen of the House of Burgeses,*

I am happy that the Circumstances of the Colony, corresponding with my own Desires, give me an Opportunity, so soon after my Entrance upon this Government, of procuring your Advice and Assistance, to enable me to execute the high and arduous Trust, which is reposed in me, in a Manner that may prove satisfactory to our gracious Sovereign, by being beneficial to his faithful Subjects of this antient Dominion.

It is my ardent Wish, and shall be my constant Endeavor, that my Administration may be marked by useful Services to the Colony; to this End, if any Improvements can be introduced, upon wise and practicable Principles, you may depend on my zealous Co-operation; if proper Means can be fallen upon to direct the Skill, and invigorate the Industry of the People, in making the best Use of the natural Advantages of this Country, to which Providence has been so eminently bountiful; to regulate and encourage Agriculture, the Object of greatest Concern to every Country, which cannot fail to extend your Commerce, open new Sources of Wealth, and add fresh Motives, of mutual Benefit, still to increase the Dependance of this important Colony and the Parent Country on each other, it will be extremely agreeable to me to labour towards accomplishing such desirable Purposes.

M^r Speaker, and Gentlemen of the House of Burgeses,

I have nothing in particular to ask of you at this Time: The Zeal for the public Good, which, I am persuaded, will actuate all the Proceedings of the House of Burgeses, renders superfluous any Exhortations of mine, to excite you to avoid unnecessary Delays, and thereby an Increase of Expences to your Constituents.

*Gentlemen of the Council, M^r Speaker, and
Gentlemen of the House of Burgeses,*

I have only to add, that you shall find me ready to concur with you in whatever is for the Interest and Advantage of your Country, fully confiding in the known Wisdom and Loyalty of this distinguished Assembly, that nothing will be offered me incompatible with

my

my Duty to assent to; and, on all Occasions, I shall be forward to promote the Welfare of the People of Virginia.

Resolved, That an humble Address be presented to his Excellency the Governor, returning him the sincere Thanks of this House, for his kind and obliging Speech at the Opening of this Session; to congratulate him on his Appointment to this Government, expressing the great Pleasure we receive in finding his Excellency so warmly disposed to promote the Prosperity of this Country, and assuring him that we will, upon all Occasions, do every Thing in our Power, consistent with the Duty we owe our Constituents, to render his Lordship's Administration agreeable; and that we will proceed immediately to the Consideration of the important Business of the Country, on which we are now assembled, and give it all the Dispatch which the Nature of it will admit.

Ordered, That a Committee be appointed to draw up an Address, to be presented to the Governor, upon the said Resolution.

And a *Committee* was appointed of Mr *Treasurer*, and Mr *Nelson*.

Ordered, That the Governor's Speech to the Council, and this House, be referred to the said Committee.

Resolved, That the Governor's Speech be taken into Consideration upon *Wednesday* next.

Resolved, That this House will, upon *Wednesday* next, resolve itself into a Committee of the whole House, to take into Consideration the Governor's Speech.

Ordered, That the Reverend *Thomas Price*, Clerk, be appointed Chaplain to this House, and that he attend to read Prayers, in the House, every Morning, at nine of the Clock.

Ordered, That Mr *Treasurer* do go to the Council, and acquaint them that Mr *Price* is appointed Chaplain to this House, and that he will attend to read Prayers, in the House, every Morning, at nine of the Clock.

Ordered, That *Robert Hyland*, *William Hicks*, and *John Creagh*, be appointed Doorkeepers to this House; and that they give their Attendance accordingly.

A *Petition* of *William Jenings*, praying that he may be appointed another Doorkeeper, to this House; and also,

A *Petition* of *Michael Maccarty* for the same; and also,

A *Petition* of *John Jones* for the same; and also,

A *Petition* of *William Drinkard* for the same; and also,

A *Petition* of *William Page* for the same; and also,

A *Petition* of *James Atherton* for the same,

Were severally presented to the House, and read.

Resolved, That the said Doorkeeper be chosen by Way of balloting.

Ordered, That the Members of this House do immediately prepare Tickets, to be put into a Glass, with the Name of the Person to be the said Doorkeeper.

The *Glass* being accordingly brought in;

The *Clerk* went with the same, on each Side of the House, to receive the said Tickets:

And the *Members* having put in their Tickets, the *Glass* was brought up to the Clerk's Table.

Ordered, That a Committee be appointed to examine the Tickets; and that they do report to the House upon which of the said Petitioners the Majority falls.

And a *Committee* was appointed of Mr *Bland*, Mr *Riddick*, Mr *Harrison*, Mr *Treasurer*, Mr *Nelson*, and Mr *Baffett*, and they are to withdraw immediately.

Mr *Bland* reported from the Committee, that they had examined the Tickets accordingly, and that the Majority falls upon *William Drinkard*; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the same was twice read, and is as followeth, *viz.*

William Drinkard,————— 28

Ordered, That the said *William Drinkard* be appointed Doorkeeper to this House; and that he give his Attendance accordingly.

Ordered

Ordered, That Mr *Treasurer* do provide a decent Suit of Clothes, with a great Coat, 6
for every one of the Doorkeepers attending this House.

And then the House adjourned till Tomorrow Morning eleven of the Clock.

Tuesday, the 11th of February, 12 George III. 1772.

MR *Speaker* acquainted the House that he had received a Letter from the Speaker of the Lower House of Assembly of the Province of *Maryland*, inclosing certain Resolutions of the said Lower House of Assembly, relative to the erecting and supporting a Lighthouse upon *Cape Henry*.

And he delivered the *Letter* and *Resolutions* in at the Clerk's Table.

Ordered, That the said Letter and Resolutions do lie upon the Table, to be perused by the Members of the House.

Mr *Treasurer* reported, from the Committee, appointed to draw up an Address, to be presented to the Governor, that the Committee had drawn up an Address accordingly, which they had directed him to report to the House; and he read the same in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, *viz.*

My Lord,

We his Majesty's most dutiful and loyal Subjects, the Burgeesses of Virginia, now met in General Assembly, beg Leave to return your Excellency our sincere Thanks for your very kind and obliging Speech at the Opening of this Session.

The appointment of a Ruler, of your Lordship's eminent and exalted Station, to preside over this his Majesty's antient Dominion, we cannot but esteem a repeated Instance of the favorable Attention of our most Gracious Sovereign to his faithful Subjects of Virginia; and therefore take the earliest Opportunity of congratulating your Excellency on an Event, from which we flatter ourselves much Honour, and many signal Advantages, will be derived to this Colony.

We receive, my Lord, with the utmost Satisfaction, those earnest Declarations you are pleased to make of your warm Attachment to the true Interest and Prosperity of our Country, and beg your Lordship will be assured that we shall be ready, on all Occasions, most cheerfully to do every Thing in our Power, consistent with the Duty we owe our Constituents, to make your Administration easy and agreeable to you.

We will, my Lord, immediately proceed to the important Business of the Country, on which we are now assembled, and give it all the Dispatch which the Variety of Affairs, that may come under our Consideration, will admit of.

The said Address being read a second Time;

Resolved, *Nemine Contradicente*, That the House doth agree with the Committee in the said Address, to be presented to the Governor.

Resolved, That the said Address be presented to his Excellency by the whole House.

Ordered, That the Gentlemen, who drew up the said Address, do wait upon the Governor to know his Pleasure, when this House shall attend his Excellency, to present their Address.

A *Petition* of fundry Persons, of the Town of *Suffolk*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that many Persons residing in the said Town, raise Hogs and Goats, and suffer them to run at Large therein, to the great Damage of the Petitioners and others; and therefore praying that an Act may pass to restrain the Inhabitants of the said Town from permitting Hogs and Goats to go at Large within the same.

Ordered, That Leave be given to bring in a Bill pursuant to the Prayer of the said *Petition*; and that Mr *Riddick* do prepare and bring in the same.

A *Petition* of the Magistrates of the County of *Surry*, and others, whose Names are thereunto

thereunto subscribed, was presented to the House, and read; praying that the Court of the said County may be appointed to be held on the fourth *Tuesday* instead of the third *Tuesday* in the Month.

7 *Ordered*, That Leave be given to bring in a Bill pursuant to the Prayer of the said Petition; and that M^r *Bland* do prepare and bring in the same.

Ordered, That a Committee for Religion be appointed.

And a *Committee* was appointed of M^r *Treasurer*, M^r *Cary*, M^r *Charles Carter*, M^r *Harwood*, M^r *Richard Lee*, M^r *Acrill*, M^r *Patrick Henry*, M^r *Banister*, M^r *Bland*, M^r *Hutchings*, M^r *Lewis Burwell*, of *James City*, M^r *Carrington*, M^r *Simpson*, M^r *David Mason*, M^r *Harrison*, M^r *Digges*, M^r *Nelson*, M^r *Innes*, M^r *Bridger*, M^r *Winn*, M^r *Berkeley*, and M^r *Woodson*. And they are to meet and adjourn from Day to Day, and to take into their Consideration all Matters and Things relating to Religion and Morality, and all such as shall be from Time to Time referred to them, and report their Proceedings, with their Opinions thereupon, to the House; and the said Committee are to have Power to send for Persons, Papers, and Records for their Information.

Ordered, That M^r *Richard Cary* be appointed Clerk to the said Committee.

Ordered, That a Committee of Privileges and Elections be appointed.

And a *Committee* was appointed of M^r *Edmund Pendleton*, M^r *Treasurer*, M^r *Bland*, M^r *Cary*, M^r *Harrison*, M^r *Lewis Burwell*, of *James City*, M^r *Digges*, M^r *Patrick Henry*, M^r *Charles Carter*, M^r *Nelson*, M^r *Carrington*, M^r *Richard Lee*, M^r *Riddick*, M^r *Banister*, M^r *Whiting*, M^r *Robert Wormeley Carter*, M^r *John Page*, M^r *James Henry*, M^r *Dandridge*, and M^r *Holt*. And they are to meet and adjourn from Day to Day, and to examine, in the first Place, all Returns of Writs for electing Burgesses to serve in this present General Assembly, and compare the same with the Form prescribed by Law, and to take into their Consideration all such Matters as shall or may come in Question, touching Returns, Elections, and Privileges, and to report their Proceedings, with their Opinions thereupon, from Time to Time, to the House; and the said Committee are to have Power to send for Persons, Papers, and Records, for their Information.

Ordered, That M^r *Richard Starke* be appointed Clerk to the said Committee.

Resolved, That in all Cases of controverted Elections, to be heard at the Bar of this House, or before the Committee of Privileges and Elections, the Petitioners do, by themselves, or by their Agents, within a convenient Time, to be appointed, either by the House or the Committee of Privileges and Elections, as the Matter to be heard shall be before the House, or the said Committee, deliver to the fitting Members, or their Agents, Lists of the Persons intended by the Petitioners to be objected to, who voted for the fitting Members, giving, in the said Lists, the several Heads of Objections, and distinguishing the same against the Names of the Voters excepted to; and that the fitting Members do, by themselves, or their Agents, within the same Time, deliver the like Lists, on their Part, to the Petitioners, or their Agents.

Ordered, That a Committee of Propositions and Grievances be appointed.

8 And a *Committee* was appointed of M^r *Bland*, M^r *Treasurer*, M^r *Cary*, M^r *Harrison*, M^r *Lewis Burwell*, of *James City*, M^r *Digges*, M^r *Harwood*, M^r *Nelson*, M^r *Bassett*, M^r *Charles Carter*, M^r *Riddick*, M^r *Carrington*, M^r *Acrill*, M^r *Patrick Henry*, M^r *Hutchings*, M^r *Newton*, M^r *Richard Lee*, M^r *Adams*, M^r *David Mason*, M^r *Simpson*, M^r *Banister*, M^r *Whiting*, M^r *Trent*, M^r *Poythrefts*, M^r *Woodson*, M^r *Gray*, M^r *Taylor*, M^r *Bolling*, M^r *John Page*, M^r *Berkeley*, M^r *Burton*, and M^r *Baker*. And they are to meet and adjourn from Day to Day, and to take into their Consideration all Propositions and Grievances that shall come legally certified to this Assembly, and to report their Proceedings; with their Opinions thereupon, from Time to Time, to the House; and all such Propositions and Grievances are to be delivered to the Clerk of the House, and by him to the said Committee of Course. And the said Committee are to have Power to send for Persons, Papers, and Records, for their Information.

Ordered, That M^r *Richard Starke* be appointed Clerk to the said Committee.

Ordered, That a Committee of Public Claims be appointed.

And a *Committee* was appointed of M^r *Cary*, M^r *Richard Lee*, M^r *Newton*, M^r *David Mason*

Mafon, Mr Bridger, Mr Harwood, Mr Simpson, Mr Woodson, Mr Adams, Mr Poythrefs, Mr Gray, Mr Taylor, Mr Trent, Mr Burton, Mr Pettus, Mr Watkins, Mr Smith, and Mr Hardy. And they are to meet and adjourn from Day to Day, and to take into their Consideration all Public Claims, referred from the laft to this Seffion of Affembly, and alfo all fuch Claims as fhall be regularly certified and prefented to this Seffion, and to report their Proceedings, with their Opinions thereupon, to the Houfe, when they have gone through the faid Claims. And all Perfons that have any Claims are to deliver them to the faid Committee of Courfe; and they are to have Power to fend for Perfons, Papers, and Records, for their Information.

Ordered, That *Mr Hind Ruffell* be appointed Clerk to the faid Committee.

Ordered, That a Committee for Courts of Juftice be appointed.

And a *Committee* was appointed of *Mr Woodson, Mr Gray, Mr Taylor, Mr Thomas Mann Randolph, Mr Pettus, Mr Thornton, Mr Westwood, Mr King, Mr Claiborne, Mr Montague, Mr Blunt, Mr Langhorne, Mr James Henry, Mr John Jones, Mr Speed, and Mr Holt.* And they are to meet and adjourn from Day to Day, and to take into their Consideration all Matters relating to Courts of Juftice, and fuch other Matters, as fhall from Time to Time, be referred to them, and report their Proceedings, with their Opinions thereupon, to the Houfe. And the faid Committee are to Inſpect the Journal of the laft Seffion, and draw up a State of the Matters then depending and undetermined, and the Progreſs that was made therein, and report the fame to the Houfe; and alfo examine what Laws have expired ſince the laft Seffion, and inſpect fuch temporary Laws as will expire with the End of this Seffion, or are near expiring, and report the fame to the Houfe with their Opinions, which of them are fit to be revived and continued. And the faid Committee are to have Power to fend for Perfons, Papers, and Records, for their Information.

Ordered, That *Mr Thomas Everard* be appointed Clerk to the faid Committee.

Ordered, That a Committee of Trade be appointed.

And a *Committee* was appointed of *Mr Harriſon, Mr Hutchings, Mr Newton, Mr Adams, Mr Whiting, Mr Burton, Mr Treafurer, Mr Innes, Mr Baker, Mr Winn, Mr Travis, Mr Pettus, Mr Trent, Mr Acrill, Mr Riddick, Mr Bland, Mr Smith, Mr Bell, and Mr Wright.* And they are to meet and adjourn from Day to Day, and to take into their Consideration all Things relating to the Trade of this Colony, and all Matters that fhall be from Time to Time referred to them, and to report their Proceedings, with their Opinions thereupon, to the Houfe. And the faid Committee are to have Power to fend for Perfons, Papers, and Records, for their Information.

Ordered, That *Mr Richard Cary* be appointed Clerk to the faid Committee.

Resolved, That eleven of the Committees for Religion, Privileges and Elections, and Propoſitions and Grievances, and five of any other Committee, be a ſufficient Number⁹ to proceed on Buſineſs.

A *Petition* of *Mr Henry Blagrove* was prefented to the Houfe, and read; ſetting forth, that a greater Number of legal Freeholders voted for the Petitioner, at the laft Election of Burgeſſes to ſerve in the General Affembly, for the County of *Lunenburg*, than for *Mr Thomas Pettus*, who was returned duly elected, and therefore praying the Consideration of the Houfe in the Premifes.

Ordered, That the Consideration of the faid Petition be referred to the Committee of Privileges and Elections, and that they do examine the Matter thereof, and report the fame, with their Opinion thereupon, to the Houfe.

A *Petition* of *Wills Cowper*, was prefented to the Houfe, and read; ſetting forth, that a Negro Man Slave of the Petitioner, named *Frank*, who had ran away, having done Miſchief, and committed Thefts in the Neighborhood, whilſt he lay out, the Petitioner endeavoured to outlaw him, which he was prevented from doing, by feveral Accidents; and that, in the mean Time, the faid Slave being diſcovered by one *James Bates*, and not only refuſing to ſurrender, but attacking the faid *James Bates*, he the faid *James Bates*, in Defence of himſelf, diſcharged a loaded Gun at the faid Slave, by which he was irrecoverably wounded in one of his Legs, and ſoon after died; and therefore praying that the faid Petitioner may be allowed the Value of the faid Slave.

Ordered

Ordered, That the Consideration of the said Petition be referred to the Committee of Public Claims, and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

And then the House adjourned till Tomorrow Morning eleven of the Clock.

Wednesday, the 12th of February, 12 George III. 1772.

SEVERAL other Members having taken the Oaths appointed to be taken by Act of Parliament, and repeated and subscribed the Test, took their Places in the House.

Ordered, That Mr Edmund Pendleton, and Mr Mitchell, be added to the Committee for Religion.

Ordered, That Mr Mitchell be added to the Committee of Trade.

Ordered, That Mr James Henry, and Mr Edmund Pendleton, be added to the Committee of propositions and Grievances.

A Petition of several Persons of the County of *Nanfemond*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that a Bridge over the North Fork of the Western Branch of *Nanfemond* River, from the Land of *Thomas Milner*, to the Land of *Jacob Darden*, would be very beneficial to many People who carry their Commodities to Market at *Milner's* Warehouse, in the said County, as well as to the Merchants trading there; and that the Expence of building a Bridge is proposed to be wholly defrayed by Subscribers, and therefore praying that an Act may pass to empower some persons to receive Subscriptions, and, with the Money thereby raised, erect a Bridge at the Place aforesaid.

Ordered, That the said Petition be referred to the Consideration of the Committee of propositions and Grievances, and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

10 Ordered, That an Address be made to the Governor, to order a new Writ to issue for the electing of a Burgess to serve in this present General Assembly, for the County of *King William*, in the Room of Mr *Philip Whitehead Claiborne*, deceased, and that Mr *Aylett* do wait upon his Excellency with the said Address.

Ordered, That an Address be made to the Governor, to order a new Writ to issue for the electing of a Burgess to serve in this present General Assembly, for the County of *Buckingham*, in the Room of Mr *Benjamin Howard*, deceased, and that Mr *Bell* do wait upon his Excellency with the said Address.

Mr *Treasurer* reported, from the Committee of Privileges and Elections, that the Committee had examined the Returns of several Writs for electing Burgesses to serve in this present General Assembly, and had agreed upon a Report, which they had directed him to make to the House, and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, *viz.*

Your Committee beg Leave to report to the House, that no Return hath been made of the Writ for electing Burgesses to serve in this present General Assembly for the County of *Halifax*; and that the Return of the Writ for electing Burgesses to serve in this present General Assembly for the County of *Surry*, is made in the following Words, *viz.* "This is to certify that by Virtue of this Writ, an Election was made for the County of *Surry*, and two Burgesses chosen, to wit, *Hartwell Cocke*, and *Allen Cocke*, Gentlemen, to serve the said County; but *Thomas Bailey*, the then Sheriff, who was taken ill, and died before a proper Certificate of their being elected was made, and signed. Given under my hand this 12th Day of February, 1772. *William Bailey, D. S.*"

The said Report being read a second Time;

A Member acquainted the House, that, between the Teste and Return of the said Writ for electing Burgesses to serve for the County of *Halifax*, there was no Sheriff qualified to execute the same: And thereupon,

Ordered, That an Address be made to the Governor, to order a new Writ to issue for
the

the electing of Burgeſſes to ſerve in this preſent General Aſſembly, for the County of *Halifax*, no Members having been returned to ſerve for that County by Virtue of the former Writ; and that M^r *Carrington* do wait upon his Excellency with the ſaid Addreſs.

Ordered, That ſo much of the ſaid Report as relates to the Return of the ſaid Writ for electing Burgeſſes to ſerve for the County of *Surry* be re-committed to the ſaid Committee of Privileges and Elections.

M^r *Bland* preſented to the Houſe, according to Order, a Bill for altering the Court Day of *Surry* County and the ſame was received, and read the firſt Time.

Resolved, That the Bill be read a ſecond Time.

M^r *Treaſurer* reported to the Houſe, that the Governor having been waited on, purſuant to the Order of Yeſterday, to know his Pleaſure when he would be attended by this Houſe, had been pleaſed to appoint to be attended Tomorrow, at two of the Clock in the Afternoon, in the Council Chamber.

The *Order* of the Day being read for the Houſe to reſolve itſelf into a Committee of the whole Houſe, to take into Conſideration the Governor's Speech;

Ordered, That his Excellency's Speech to the Council and this Houſe be referred to the ſaid Committee.

Then the Houſe reſolved itſelf into the ſaid Committee.

M^r *Speaker* left the Chair.

M^r *Bland* took the Chair of the Committee.

M^r *Speaker* reſumed the Chair.

M^r *Bland* reported from the Committee, that they had made a Progreſs in the Matter to them referred; and that he was directed by the Committee to move that they may have Leave to ſit again.

Resolved, That this Houſe will, upon *Tueſday* next, reſolve itſelf into a Committee of the whole Houſe, to take into their further Conſideration the Governor's Speech.

M^r *Cary* reported, from the Committee of Public Claims, that the Committee had examined the Matter of the petition of *Wills Cowper*, to them referred, and had come to a Reſolution, which they had directed him to report to the Houſe; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Reſolution of the Committee was read, and is as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the ſaid Petition be rejected. The ſaid *Petition* being read a ſecond Time;

Ordered, That the ſaid Report be re-committed to the ſaid Committee of Public Claims.

A *Petition* of the Mayor, Aldermen, and Common Council, of the Borough of *Norfolk*, and of ſeveral other Perſons, whoſe Names are thereunto ſubſcribed, was preſented to the Houſe, and read; ſetting forth, that large Quantities of Gunpowder being frequently ſtored in Warehouſes, in the ſaid Borough, not to be retailed there, but to be tranſported to other Places, the Petitioners are juſtly apprehenſive their Perſons and property, in Caſe of Fire, are expoſed to great Danger, which they cannot effectually guard againſt, the Chamber of the Borough being deficient, and the Common Hall having no Power by a Tax to defray the Expence of providing a ſafe Repository for ſo combuſtible an Article; and therefore praying that an Act may paſs to empower the Common Hall of the ſaid Borough to aſſeſs, on the Inhabitants thereof, ſo much Money as will be ſufficient for buying a Lot of Ground, and building a Magazine, and to compel Perſons bringing Gunpowder to the ſaid Borough, to ſtore the ſame in the ſaid Magazine.

Ordered, That the ſaid Petition be referred to the Conſideration of the Committee of Propoſitions and Grievances; and that they do examine the Matter thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

A *Petition* of ſeveral Perſons of the County of *Lunenburg*, whoſe Names are thereunto ſubſcribed, was preſented to the Houſe, and read; ſetting forth, that the Petitioners, being of the Society of Chriſtians, called *Baptiſts*, find themſelves reſtricted in the Exerciſe of their Religion, their Teachers imprifoned under various Pretences, and the Benefits of the Toleration Act denied them, although they are willing to conform to the

true Spirit of that Act, and are loyal and quiet Subjects; and therefore praying that they may be treated with the same kind Indulgence, in religious Matters, as *Quakers, Presbyterians*, and other Protestant Dissenters, enjoy.

Ordered, That the said Petition be referred to the Consideration of the Committee for Religion, and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

And then the House adjourned till Tomorrow Morning eleven of the Clock.

Thursday, the 13th of February, 12 George III. 1772.

¹² **S**EVERAL other *Members*, having taken the Oaths appointed to be taken by Act of Parliament, and repeated and subscribed the Test, took their places in the House.

A *Petition of Nathaniel West Dandridge*, was presented to the House, and read; setting forth, that by an Act of General Assembly, made in the seventh Year of the Reign of his Present Majesty, intituled *An Act to vest certain intailed Lands in Nathaniel West Dandridge, Esquire, in Fee Simple, and for settling Slaves in Lieu thereof*, A Tract of Land, on *Turkey Creek*, in the County of *Hanover*, whereof the Petitioner was seized as Tenant in Tail, and the Boundaries of which were by the Act supposed to include fourteen Hundred and sixty-six Acres and a Half, was vested in him in Fee Simple, and certain Slaves, of greater or equal Value, were settled in Lieu thereof; and further setting forth, that the Survey of the said Land, made before that passing of the Act, was erroneous, it appearing by a late accurate Resurvey thereof, that within the said Boundaries are contained no more than eleven Hundred and seventy-seven Acres, and therefore praying that out of the adjacent Lands, whereof the Petitioner is seized as Tenant in Fee Tail, the Deficiency, being two Hundred and eighty-nine Acres, may be vested in him in Fee Simple.

Ordered, That Leave be given to bring in a Bill pursuant to the Prayer of the said Petition, and that Mr *Patrick Henry* do prepare and bring in the same.

Mr *Edmund Pendleton* reported, from the Committee of Privileges and Elections, to whom it was re-committed, the Matter, as it appeared to them, touching the Election, for the County of *Surry*, together with the Resolution of the Committee thereupon; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table, where the same was read, and is as followeth, *viz.*

It appears to your Committee that the Writ for the said Election came to the Hands of Mr *John Watkins*, then Sheriff of the said County, who appointed the Election to be held at the Court-House, on the 25th Day of *November*, and made due Publication of the said Writ and Appointment; that before the Day of Election, Mr *Thomas Bailey* was appointed, and duly qualified, as Sheriff of the said County, and on the said 25th Day of *November*, at the Court-House, proceeded to the making of the Election in a regular Manner; the Polls of which being laid before the Committee, the Numbers of Voters thereupon appear as followeth, *viz.*

For Mr <i>Hartwell Cocke</i>	176
Mr <i>Allen Cocke</i>	134
Mr <i>Charles Judkins</i>	95
Mr <i>William Simmonds</i>	59
Mr <i>William Allen</i>	16

Upon which Mr *Bailey*, the Sheriff, proclaimed Mr *Hartwell Cocke*, and Mr *Allen Cocke*, duly elected to serve as Burgeffes in this present General Assembly for the said County; but before a Return was made of the said Writ, and within a very few Days after the Election, the said *Thomas Bailey* died, without making such Return; and Mr

William

¹ Hening, VIII, p. 224.

William Bailey, who was a Deputy of the said *Thomas Bailey*, and present and assisting at the taking of the Poll, made the Certificate annexed to the Writ.

Upon the whole *Matter*, the Committee came to the following Resolution, *viz.*

Resolved, That it is the Opinion of this Committee, that the said *Hartwell Cocke*, and *Allen Cocke*, ought to be admitted to their Seats in the House, as Members for the said County, notwithstanding the Return of the said Writ is not, and from the peculiar Circumstances of the Case cannot be, made in the Form prescribed by Law.

Mr Riddick presented to the House, according to Order, a Bill to prevent Hogs and Goats going at Large in the Town of *Suffolk*; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Ordered, That *Mr Aylett*, and *Mr Claiborne*, be added to the Committee for Religion.

Ordered, That *Mr Bolling*, *Mr Bassett*, and *Mr Moseley*, be added to the Committee of Privileges and Elections.

Ordered, That *Mr Aylett*, *Mr Holt*, *Mr Corbin*, *Mr Mann Page*, *Mr Brooke*, and *Mr Allen Cocke*, be added to the Committee of propositions and Grievances.

Ordered, That *Mr Moseley* be added to the Committee of Trade.

Ordered, That *Mr Corbin*, be added to the Committee of Public Claims.

Resolved, That all have Voices who come to the Committee of Privileges and Elections; and that this be declared a standing Order of the House.

Mr Edmund Pendleton reported, from the Committee of Privileges and Elections, that the Committee had, according to Order, examined the Returns of several Writs for electing Burgesses to serve in this present General Assembly, and compared the same with the Form prescribed by Law, and had come to several Resolutions, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the Returns of the several Writs for electing Burgesses to serve in this present General Assembly for the Counties of *Accomack*, *Albemarle*, *Caroline*, *Charles City*, *Cumberland*, *Elizabeth City*, *Fauquier*, *Gloucester*, *Hanover*, *King & Queen*, *King William*, *Lancaster*, *Lunenburg*, *Nansemond*, *New Kent*, *Norfolk*, *Northumberland*, *Pittsylvania*, and *York*, and for the City of *Williamsburg*, and Borough of *Norfolk*, are made in the Form prescribed by Law.

Resolved, That it is the Opinion of this Committee, that the Returns of the several Writs for electing Burgesses to serve in this present General Assembly for the Counties of *Amelia*, *Augusta*, *Botetourt*, *Brunswick*, *Buckingham*, *Charlotte*, *Chesterfield*, *Dinwiddie*, *Fairfax*, *Goochland*, *Henrico*, *James City*, *Isle of Wight*, *Louisa*, *Mecklenburg*, *Middlesex*, *Northampton*, *Prince George*, *Richmond*, *Southampton*, *Spotsylvania*, *Stafford*, *Suffex*, *Warwick*, and *Westmoreland*, for the College of *William and Mary*, and for *Jamestown*, are not made in the Form prescribed by Law.

The said *Resolutions* being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

The House being informed that the Sheriff of the County of *Isle of Wight* attended;

Ordered, That the said Sheriff do amend his Return of the Writ for electing Burgesses to serve in this present General Assembly for the County of *Isle of Wight*; and he amended the said Return accordingly.

Ordered, That the Returns of the several Writs for electing Burgesses to serve in this present General Assembly for the other Counties in the last Resolution mentioned, be amended by the Clerk at the Table; and the said Returns were amended by the Clerk accordingly.

A *Message* from the Governor by *Mr Blair*;

Mr Speaker,

The Governor is now ready to receive the Address of your House in the Council Chamber.

Accordingly *Mr Speaker*, with the House, went up; and being returned, he reported,
that

that the Houfe had attended the Governor with their Addrefs, to which his Excellency was pleafed to give this Anfwer:

Gentlemen,

I am obliged to you for this Addrefs, and for your Congratulations on the high Honour which his Majefty has conferred upon me. I have ever confidered the true Intereft of Government, and of the People, to be infeparable, and make this Principle the Rule of my Conduct; therefore I flatter myfelf that you will never have Caufe to refufe me the Support which you are now pleafed to promife me.

Mr *Edmund Pendleton* reported, from the Committee of Privileges and Elections, that the Committee had partly examined the Matter of the Petition of Mr *Henry Blagrove*, to them referred, complaining of an undue Election and Return of Mr *Thomas Pettus*, to ferve as a Burgefs in this prefent General Affembly for the County of *Lunenburg*, and had come to feveral Refolutions, which they had directed him to report to the Houfe; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Refolutions of the Committee were read, and are as followeth, *viz.*

¹⁴ *Resolved*, That it is the Opinion of this Committee, that the Perfons who voted at the faid Election, whofe Freeholds are queftioned either by the Petitioner, or fitting Member, be examined before *Lyddal Bacon, Thomas Wynne, Elisha Betts, Thomas Tabb, William Taylor, Anthony Street, Abraham Maury, and Jonathan Patterfon*, Gentlemen, or any five of them, whether they be Freeholders or not, except fuch of them as did fwear to their Freeholds at the faid Elections.

Resolved, That it is the Opinion of this Committee, that the Petitioner and fitting Member be at Liberty to examine Witneffes before the fame perfons, as to the Freeholds or other Qualifications of any Perfon, who voted at the faid Election, although fuch Perfon fware to his Freehold at the Election, or fhall fwear to the fame at the Examination; and that it be an Inftitution to the Perfons, before whom fuch Examinations are taken, to examine how long fuch Voters have been in Poffeffion of, and paid Quit rents for, the Lands or Tenements, in Right of which they voted at the Election, and that they return the Depofitions they fhall take before the 17th Day of *March* next.

Resolved, That it is the Opinion of this Committee, that the petitioner give the fitting Member ten Days Notice of the Time and Place when and where he intends to examine his Witneffes; alfo a Lift in Writing of the Names of the Voters he intends to except to, diftinguifhing againft each Name the feveral Heads of Exception; and that the fitting Member do the like to the Petitioner.

Resolved, That it is the Opinion of this Committee, that the further Confideration of the faid petition be referred to the faid 17th Day of *March* next.

The faid *Resolutions* being feverally read a fecond Time, were, upon the Queftion feverally put thereupon, agreed to by the Houfe.

And then the Houfe adjourned till Tomorrow Morning eleven of the Clock.

Friday, the 14th of February, 12 George III. 1772.

MR *Bland* reported, from the Committee of Propofitions and Grievances, that the Committee had examined the Matter of feveral Petitions to them referred, and had come to feveral Refolutions; which they had directed him to report to the Houfe; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Refolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the Petition of divers Inhabitants of the County of *Southampton*, praying that an Act may pafs to empower them to take a Toll of all Waggons paffing the Bridges over *Nottoway* River, within the faid County, be rejected.

Resolved

Resolved, That it is the Opinion of this Committee, that the Petition of several Persons of the County of *Nansemond*, praying that an Act may pass to empower Persons to receive Subscriptions for building a Bridge over the *North Fork* of the *Western Branch* of *Nansemond River*, is reasonable.

Resolved, That it is the Opinion of this Committee, that the Petition of the Mayor, Aldermen, and Common Council, and other Persons, of the Borough of *Norfolk*, praying that an Act may pass to empower the Common Hall of the said Borough to assess on the Inhabitants thereof so much Money as will be sufficient for buying a Lot of Ground, and building a Magazine, and to compel Persons bringing Gunpowder to the said Borough, to store the same in the said Magazine, is reasonable.

The said *Resolutions*, being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That Bills be brought in upon the second and third Resolutions; and that the Committee of Propositions and Grievances do prepare, and bring in the same.

A *Petition* of several persons of the Parish of *Saint John*, in the County of *King William*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that the Vestry of the said Parish are divided among themselves by Party-spirit, which prevents their meetings, and interrupts their proceeding in the Affairs of the Parish, and that they are pursuing Measures detrimental to the Parishioners; and therefore praying that the said Vestry may be dissolved.

Ordered, That the said Petition be referred to the Consideration of the Committee for Religion, and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Cary* reported, from the Committee of Public Claims, to whom the Petition of *Wills Cowper* had been referred, and to whom the Report of the Matter of the said Petition was re-committed, that the Committee had further considered the Matter of the said petition, and had directed him to report the same, as it appeared to them, together with the Resolution of the Committee thereupon, to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, *viz.* 15

It appears to your *Committee*, from a Certificate of Mr *Josiah Riddick*, from the County of *Nansemond*, that he was applied to by *Wills Cowper*, on the 10th Day of *February*, 1771, being *Sunday*, for an Outlawry against a Negro of the said *Cowper's*, who was then run away; but as there was to be no Sermon that Day, he did not grant one. The *Sunday* following Mr *Cowper* sent a Message to Mr *Riddick*, to know if his Negro was outlawed, and, if not, desired him to do it that Day. But there being a deep Snow on the Ground, Mr *Riddick* apprehending that there would be Nobody at Church, again neglected to make the Outlawry. That afternoon he was informed, that one *James Bates* had carried the Negro Home to his Master; but in taking him the Negro was so wounded, that he died in a short Time afterwards. Mr *Riddick* certifies, that the said Negro was, in his Opinion, worth seventy-five Pounds.

It further appears to your *Committee*, by the Deposition of *James Bates*, that he (*Bates*) was informed that Mr *Cowper's* Runaway Negro *Frank* had stolen an Ax that Night; and that if he would go after him, the Negro might be taken. That *Bates* prevailed on his Brother to go with him; but being separated in the Woods, the Deponent discovered a Camp, and in it the Slave in the petition mentioned, with a large Knife in one Hand, and a Club in the other. That he (*Bates*) ordered the Negro to surrender, or threatened that he would shoot him. The Negro told him to shoot, and be damned, and advanced upon him almost to the Muzzle of the Gun. *Bates*, thinking his Life in Danger, fired upon the Slave, and wounded him in the right Leg. On which the Negro knocked him down with the Club, and run off. As soon as *Bates* recovered, he called for his Companions, but they not joining him, he pursued the Negro himself, and in a small Distance came up with him, and discovered him whetting his Knife on his Hand. *Bates* then clubbed his Gun, knocked the Fellow down, and wounded him in the Head with the Cock of his Gun, notwithstanding which he would not submit, till a Negro belonging

belonging to *Mills Riddick* came up. *Bates* then carried the Negro to his Maſter, who immediately ſent for a Doctor, and the Negro died, as the Deponent was informed, a few Days after, of a Mortification.

It alſo appears to your *Committee*, by the Depoſition of Doctor *Colqohoun*, that on the 17th Day of *February*, 1771, he was ſent for by Mr *Cowper* to a Negro of his who had been ſhot. That he found the Negro wounded in the right Leg, and on the Head. That, notwithstanding all his Care, a Mortification came on in his Leg and Thigh, of which he died in a few Days.

It does not appear to your *Committee*, that the Negro had been Guilty of any Felony, or that his Maſter had made Application to any other Magiſtrate but Mr *Riddick*, for an Outlawry.

Whereupon your *Committee* came to the following Reſolution.

Reſolved, That it is the Opinion of this *Committee*, that the ſaid Slave ought not to be paid for by the Public.

The ſaid *Reſolution* being read a ſecond Time, was, upon the Queſtion put thereupon, agreed to by the Houſe.

A *Petition* of *Peter Pelham*, Keeper of the Public Gaol, was preſented to the Houſe, and read; ſetting forth, that the Salary of forty Pounds *per Annum*, granted to the Petitioner by the laſt General Aſſembly, will ceaſe at the End of this Seſſion of Aſſembly, unleſs it be continued; and that, from the Scarcity and Dearnels of Proviſions, it is difficult to afford a comfortable Subſiſtence to the unhappy Priſoners under his Care, out of the ten Pounds of Tobacco *per Day*, allowed for the Maintenance of each of them; and therefore praying that his Salary may be further continued, and that he may have ſuch other Relief as to the Houſe may ſeem reaſonable.

Ordered, That the ſaid petition be referred to the Conſideration of the *Committee* of propoſitions and Grievances, and that they do examine the Matter thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

Ordered, That Mr *John Page* be added to the *Committee* for Religion.

Ordered, That Mr *Riddick* have Leave to be abſent from the Service of this Houſe till Monday Sevensnight.

Mr *Patrick Henry* preſented to the Houſe, according to Order, a Bill to dock the Intail of certain Lands whereof *Nathaniel Weſt Dandridge* is ſeized; and the ſame was received, and read the firſt Time.

Reſolved, That the Bill be read a ſecond Time.

Ordered, That Mr *Thornton* have Leave to be abſent from the Service of this Houſe till *Thursday* next.

Ordered, That Mr *Langhorne* be added to the *Committee* of Public Claims.

And then the Houſe adjourned till Tomorrow Morning eleven of the Clock.

Saturday, the 15th of February, 12 George III. 1772.

16 **M**R *Woodſon* reported, from the *Committee* of Courts of Juſtice, that the *Committee* had, according to Order, inſpected the Journal of the laſt Seſſion of Aſſembly, and drawn up a State of the Matters then depending, and undetermined, and the Progreſs that was made therein, and had directed him to report the ſame, as it appeared to them, to the Houſe; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the ſame was read, and is as followeth, *viz.*

It appears to your *Committee*, that at the firſt Seſſion of the ſaid Aſſembly, it was ordered, that the *Committee* of Propoſitions and Grievances, to whom the *Petition* of ſeveral Perſons of the County of *Accomack*, praying that the ſaid County may be divided, and the *Petition* of ſeveral other Perſons of the ſaid County in Oppoſition to the ſaid Division, were ſeverally referred, ſhould be diſcharged from proceeding upon the ſaid petitions

petitions, and the Consideration of the said Petitions was deferred till the then next Session of Assembly.

That the *Petition* of fundry Inhabitants of this Colony, praying that the *Brick-House* Landing, on *Washington's* Land, in the County of *Westmoreland*, may be declared a Public Landing, and a Road opened from thence to the *Westmoreland* main Road; *Also*

The *Petition* of divers of the Inhabitants of the Counties of *Charlotte* and *Halifax*, praying that the Ferry over *Staunton* River, at *Fuqua's*, may be removed to a Ford two Miles above the said *Fuqua's*; *Also*,

The *Petition* of divers Inhabitants of the County of *Bedford*, praying that an Act may pass directing Slopes to be made in Mill-Dams, and empowering certain Persons to prescribe the Method of making such Slopes; *Also*,

The *Petition* of divers Inhabitants on *Goose* Creek, in the County of *Bedford*, praying that *Jeremiah Early* may be compelled to open a Gate in his Mill-Dam, at the Mouth of the said Creek, for the Admission of Fish; *Also*,

The *Petitions* of divers Inhabitants of the Counties of *Stafford*, *King George*, and *Westmoreland*, for reforming the Boundaries of the said Counties respectively; *And also*,

The *Petitions* of divers of the Inhabitants of the Counties of *Richmond* and *Westmoreland*, in Opposition thereto, were severally presented to the House, and read, and referred to the Committee of Propositions and Grievances, to examine into the Matter thereof, and to report their Opinion thereupon to the House; that the said Committee reported that they had had the same under their Consideration, and were of the Opinion, in which the House agreed, that the Consideration of the said Petitions should be referred to the then next Session of Assembly:

That the *Petition* of *Benjamin Grymes*, in Behalf of himself and his Creditors, to be allowed a reasonable Satisfaction for the Damage done their Slave, who was committed to Gaol for Hogstealing, and was frostbitten during his Confinement; *Also*,

The *Petition* of *John Doncastle*, setting forth that he long since had paid two hundred and fifty nine Pounds eighteen Shillings for the Hire of 2 Waggons 226 Days in the Service of this Colony, for which he never received Satisfaction, having been prevented from an earlier Application to the House, and praying Relief, were severally presented to the House, and read, and referred to the Committee of Public Claims, to examine into the Matter thereof, and to report their Opinion thereupon to the House; that the said Committee reported that they had had the same under their Consideration, and were of Opinion, in which the House agreed, that the Consideration of the said Petitions should be referred to the then next Session of Assembly.

It also appears to this *Committee*, that at the second Session of the said Assembly, it was ordered that the Consideration of all such Propositions and Petitions as were deferred from the first till the second Session of Assembly, and all such Public Claims, Propositions, and Petitions, as had come, or should come, certified to the said second Session, should be deferred till the next Session of the General Assembly:

That several *Petitions* of the Inhabitants of the County of *Spotsylvania*, whose Names are thereunto subscribed, were presented to the House, and read; setting forth, that the Petitioners have long laboured under many Grievances, from the inconvenient Situation of their County Court House, and praying the House to make Application to the Commanding Officer of the Colony, to issue his Writ of Adjournment, and appoint the Court to be held at some Place nearest to the Center of the County; *Also*,

Several *Petitions* of the Inhabitants in the Fork of *Rapidan* and *Robinson* Rivers, in the County of *Culpeper*, whose Names are thereunto subscribed, were presented to the House, and read; setting forth, that the Petitioners live much further from the Court-House in their own County, than they do from the Court-House in the County of *Orange*, and praying that so much of the County of *Culpeper* as is between the *Rapidan* and *Robinson* Rivers may be added to the County of *Orange*; *Also*,

A *Petition* of the Vestrymen of the Parish of *Hamilton*, in the County of *Fauquier*, whose Names are thereunto subscribed, in Behalf of the Inhabitants of the said Parish, was presented to the House and read; setting forth, that before the late Division of the
said

faid Parifh, made by Act of General Affembly, a Majority of one hundred Tithables, by Agreement, was to be left therein, but that, by the Line eftablifhed, the faid Parifh hath, inftead of a Majority, fixty Tithables fewer than the other Parifh of *Leeds*, and praying that an Act may pafs for dividing the faid Parifhes, by a Line beginning at the Place mentioned in the faid Act of Affembly, and running from thence, in a direct Courfe, to the Mouth of *Carter's Run*, which will include fuch a Number of Tithables as the Petitioners think themfelves entitled to by the faid Agreement; *Alfo*,

17 A *Petition* of feveral Perfons of the Counties of *Augufta*, *Botetourt*, *Hanover*, and *Albemarle*, whofe Names are thereunto fubfcribed, was prefented to the Houfe, and read; fetting forth, that the *Warm Springs* in the Counties of *Augufta* and *Botetourt* had been found to be very falutary to the Difeafed and Infirm, who had drank of their Waters, but that it is very difficult for the Perfons who moft want that Relief to procure it, there being no good Roads to thofe Places; and that great Advantages would be derived to the Country by opening and clearing fuch Roads thither, and propofing that a Sum of Money, fufficient for the Purpose, may be allowed by the Public, to open a fafe and good Road from the *Warm Springs* to *Jening's Gap*; that a Turnpike be eftablifhed at the Pafs of the *Warm Springs* Mountains, with a reasonable Toll for keeping the Road in Repair, and that Truftees be appointed to receive Subfcriptions, as well for keeping the Road in Repair, as for building Houfes for the Reception and Security of the poor Sick who refort to the Springs, and to fee the Public and private Money appropriated, for the Purpofes aforefaid, faithfully applied: *Alfo*,

A *Petition* of the Reverend *Alexander Gordon*, Clerk, Rector of the Parifh of *Antrim*, was prefented to the Houfe, and read; fetting forth, that the Law which was propofed laft Seflion of Affembly, for raifing the Price of his Tobacco, or paying it in Kind, but did not receive the Affent of the Governor, was founded in Juftice and Equity; that the Petitioner fuffers more Toil and Fatigue in attending his Cure than moft other Clergymen in the Colony, and that his Salary, as it is now paid, is not adequate to his Expence and Trouble, and praying that the Houfe will grant him fuch Redrefs as fhall appear juft and reasonable; *alfo*,

A *Petition* of *William Wilkinfon*, and *John Pinchback*, Infpectors of Tobacco at *Waddy's* Warehoufes, in the County of *New Kent*, was prefented to the Houfe, and read; fetting forth, that the faid Warehoufes were broken open the 8th Day of *July* laft, and 536 Pounds of Tobacco ftolen out of the fame, for which the petitioners had been obliged to pay, and praying that they may be repaid for the faid Tobacco; *alfo*,

A *Petition* of the Freeholders and Inhabitants of the County of *Lunenburg*, whofe Names are thereunto fubfcribed, was prefented to the Houfe, and read; fetting forth, that large Quantities of Tobacco are annually brought from *North-Carolina* to this Colony, and infpected, and fold here, moftly for Gold and Silver, which is carried out from hence, and paffed at higher Rates than it is here, and that the Owners of fuch Tobacco do not contribute any Thing towards building and fupporting Bridges, and clearing and repairing Roads, and praying that a Duty be laid upon Tobacco imported from *North-Carolina*, and that the value of Gold and Silver Coin be made equal to Sterling, or to what it paffeth for in the neighbouring Colonies; *alfo*,

A *Petition* of *John Young*, of the County of *Dinwiddie*, was prefented to the Houfe, and read; fetting forth that a Slave called *Mofes*, belonging to the Petitioner, having been fome Time abfent from his Mafter's Service, and having committed Thefts and Outrages in the Neighbourhood, and being outlawed in due Form, was apprehended and brought before a Magiftrate, and charged with Felony, and there being ftrong Proofs of his Guilt, was ordered by the Magiftrate to be carried to Prifon, but that the faid Slave, before he could be committed, died through fome Mifmanagement, as is fufpected, in the Perfons who apprehended, and were carrying him to the Court-Houfe, and praying that the Houfe will grant fuch Relief to the Petitioner as fhall feem juft; *alfo*,

A *Petition* of the Freeholders and Inhabitants of the County of *Lunenburg*, whofe Names are thereunto fubfcribed, was prefented to the Houfe, and read; fetting forth, that Part of the Act of General Affembly, intituled an Act for amending the Staple of Tobacco

Tobacco, and for preventing Frauds in his Majesty's Customs, allowing the Purchasers of Tobacco to have the same reviewed, is unreasonable, and praying that that Part of the said Act may be repealed, or that the Owners of Tobacco, unjustly refused, may have a Review as well as the Purchaser; *also*,

A *Petition* of Rowland Ward, was presented to the House, and read; setting forth, that his Negro Man Slave, named *Cæfar*, having been duly outlawed, was killed in an Attempt to apprehend him, and that the said Slave was valued, by the Court of *Amelia* County, to the Sum of one hundred Pounds, and praying that the Value of the said Slave may be paid him by the Public; *also*,

A *Petition* of sundry Inhabitants of the County of *Mecklenburg*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that the Importation of Tobacco from *North Carolina* to this Colony is very detrimental to the Trade of the latter, and praying that such Importation may be prohibited, or restrained; *and also*,

A *Petition* of William Hackney, and Rowland Sutton, Inspectors at *Kemp's* Warehouse, in the County of *Middlesex*, was presented to the House, and read; setting forth, that in the Night of the 9th Day of *July*, 1771, the Doors of the said Warehouse were broke open, and a Hoghead of Tobacco belonging to *Philip Ludwell Grymes*, Esq; weighing 995 Pounds Nett was taken out of the said Warehouse, and all the Tobacco, except a few Bundles, carried away, and that the said Loss did not happen by any Neglect of the Petitioners, who are nevertheless liable to make the said *Grymes* Satisfaction for the same, and praying that the House will afford them such Relief as they shall think just and reasonable. And by the House it was ordered, that the Consideration of the said several *Petitions* should be deferred till the next Session of General Assembly.

Ordered, That the *Petition* of several Persons of the County of *Accomack*, praying that the said County may be divided, and a *Petition* of several other Persons of the said County in Opposition to the said Division; *and also*, the *Petition* of sundry Inhabitants of this Colony, praying that the *Brick-House* Landing, on *Washington's* Land, in the County of *Westmoreland*, may be declared a Public Landing, and a Road opened from thence to the *Westmoreland* main Road; *and also*, the *Petition* of divers of the Inhabitants of the Counties of *Charlotte* and *Halifax*, praying that the Ferry over *Staunton* River, at *Fuqua's*, may be removed to a Ford two Miles above the said *Fuqua's*; *and also*, the *Petition* of divers Inhabitants of the County of *Bedford*, praying that an Act may pass, directing Slopes to be made in Mill-Dams, and 18
empowering certain Persons to prescribe the Method of making such Slopes; *and also*, the *Petitions* of divers Inhabitants on *Goose* Creek, in the County of *Bedford*, praying that *Jeremiah Early* may be compelled to open a Gate in his Mill-Dam, at the Mouth of the said Creek, for the Admission of Fish; *and also*, the *Petitions* of divers Inhabitants of the Counties of *Stafford*, *King George*, and *Westmoreland*, for reforming the Boundaries of the said Counties respectively, and the *Petitions* of divers Inhabitants of the Counties of *Richmond* and *Westmoreland*, in Opposition thereto; *and also*, the several *Petitions* of the Inhabitants of the County of *Spotsylvania*, praying the House to make Application to the Commanding Officer of the Colony, to issue his Writ of Adjournment, and appoint the Court to be held at some Place nearest to the Center of the County; *and also*, the several *Petitions* of the Inhabitants in the Fork of *Rapidan* and *Robinson* Rivers, in the County of *Culpeper*, praying that so much of the said County as lies between those two Rivers may be added to the County of *Orange*; *and also*, the *Petition* of several Persons of the Counties of *Augusta*, *Botetourt*, *Hanover*, and *Albemarle*, proposing that a Sum of Money sufficient for the Purpose may be allowed by the Public to open a safe and good Road from the Warm Springs in the Counties of *Augusta* and *Botetourt* to *Jening's* Gap, that a Turnpike be established at the Passes of the Warm Springs Mountains, with a reasonable Toll for keeping the Road in Repair, and that Trustees be appointed, as well for keeping the Road in Repair, as for building Houses for the Reception and Security of the poor Sick, who resort to the Springs, and to see the Public and Private Money appropriated for those Purposes faithfully applied; *and also* the *Petition* of the Freeholders

holders and Inhabitants of the County of *Lunenburg*, praying that a Duty be laid upon Tobacco imported from *North Carolina*, and that the Value of Gold and Silver Coin be made equal to Sterling, or to what it paffeth for in the Neighbouring Colonies; and also, the Petition of the Freeholders and Inhabitants of the County of *Lunenburg* praying that fo much of the Act of General Affembly, intituled *An Act for amending the Staple of Tobacco, and for preventing Frauds in his Majesty's Customs*, as allows the Purchaser of Tobacco to have the fame reviewed, may be repealed, or that the Owners of Tobacco, unjuftly refused, may have a Review, as well as the Purchaser; and also, the Petition of the Inhabitants of the County of *Mecklenburg*, praying that the Importation of Tobacco from *North Carolina* to this Colony may be prohibited or restrained; in the faid Report mentioned, be feverally referred to the Confideration of the Committee of Propofitions and Grievances; and that they do examine the Matters thereof, and report the fame, with their Opinions thereupon, to the Houfe.

Ordered, That the Petition of *Benjamin Grymes*, in Behalf of himfelf and his Creditors, to be allowed a reafonable Satisfaction for the Damage done their Slave, who was committed to Gaol for Hogftealing, and was froftbitten during his Confinement; and also, the Petition of *John Doncaftle*, praying to be reimbursed two hundred and fifty-nine Pounds and eighteen Shillings, paid for the Hire of two Waggons, employed 226 Days in the Service of this Colony; and also, the Petition of *William Wilkinfon*, and *John Pinchback*, Infpectors of Tobacco at *Waddy's* Warehoufes, in the County of *New-Kent*, praying that they may be repaid for 536 Pounds of Tobacco ftolen out of the faid Warehoufe; and also, the Petition of *John Young*, of the County of *Dinwiddie*, praying that he may be paid for an outlawed Slave, who having been apprehended, and charged with Felony, died in his Way to Prifon, to which he was ordered to be committed, that he might be tried for the Crime he was accused of; and also, the Petition of *Rowland Ward*, praying that the Value of his Slave *Cæfar*, who, having been duly outlawed, was killed in an Attempt to apprehend him, may be paid to him by the Public; and also the Petition of *William Hackney*, and *Rowland Sutton*, Infpectors at *Kemp's* Warehoufe, in the County of *Middlefex*, praying to be allowed for a Hogfhead of Tobacco taken out of the faid Warehoufe, and carried away, in the faid Report mentioned, be feverally referred to the Confideration of the Committee of Public Claims, and that they do examine the Matter thereof, and report the fame, with their Opinions thereupon, to the Houfe.

Ordered, That the Petition of the Veftrymen of the Parifh of *Hamilton*, in the County of *Fauquier*, praying that an Act may pafs for dividing the faid Parifh, and the Parifh of *Leeds*, fo as to include in the former fome of the Tithables now in the other; and also, the Petition of the Reverend *Alexander Gordon*, Clerk, Rector of the Parifh of *Antrim*, praying Redrefs, his Salary, as it is now paid, not being adequate to his Expence and Trouble, in the faid Report mentioned, be feverally referred to the Confideration of the Committee for Religion, and that they do examine the Matters thereof, and report the fame, with their Opinions thereupon, to the Houfe.

Several other *Members* having taken the Oaths appointed to be taken by Act of Parliament, and repeated and fubfcribed the Teft, took their Places in the Houfe.

A *Petition* of feveral Perfons, being of the Veftry of the Parifh of *St. John*, in the County of *King William*, whose Names are thereunto fubfcribed, was prefented to the Houfe, and read; taking Notice of the Petition prefented to this Houfe, for diffolving the faid Veftry, and praying that the Petitioners may have Leave to vindicate their Conduct, and for that Purpofe, that the faid Veftry may be directed to attend, with their Clerk and Records, at fuch Time as the Houfe fhall enter into the Inquiry.

Ordered, That the faid Petition be referred to the Confideration of the Committee for Religion, and that they do examine the Matter thereof, and report the fame, with their Opinions thereupon, to the Houfe.

Ordered, That M^r *Eyre* be added to the Committee for Religion, and to the Committee of Trade.

Ordered

Ordered, That M^r *Eyre*, M^r *Roane*, and M^r *Joseph Jones* be added to the Committee of Privileges and Elections, and to the Committee of Propositions and Grievances.

Ordered, That M^r *Walker*, and M^r *Legrand* be added to the Committee for Courts of Justice.

And then the House adjourned till Monday Morning next eleven of the Clock.

Monday, the 17th of February, 12 George III. 1772.

SEVERAL other *Members*, having taken the Oaths appointed to be taken by Act of Parliament, and repeated and subscribed the Test, took their Places in the House.

A *Petition* of *Bernard Markham*, Agent for the Estate of *Brett Randolph*, deceased, was presented to the House, and read; setting forth, that *Charles*, a Negro Slave, belonging to the said Estate, having run away, the Petitioner procured a Proclamation of Outlawry to be issued against him, and afterwards the said Slave was wounded, in an Attempt to apprehend him, that he died, and that he had been valued by the Court of *Cumberland County*; and praying that the said Valuation may be paid by the Public to the said Estate. 20

Ordered, That the said *Petition* be referred to the Consideration of the Committee of Public Claims, and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition* of *James Winfrey* was presented to the House and read; setting forth, that the Petitioner being summoned by the Sheriff of *Chesterfield County*, to guard *Mark Edwards*, a Criminal, sent from that County to the Public Gaol, the Petitioner's Horse died on the Road through the Fatigue of that Journey; and therefore praying, that he may be allowed the Value of the said Horse by the Public.

Ordered, That the said *Petition* be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Ordered, That Leave be given to bring in a Bill, to empower the Clerks of the County Courts to issue certain Writs of Execution into other Counties; and that M^r *Edmund Pendleton* and M^r *Bland* do prepare, and bring in the same.

Ordered, That M^r *Carr*, M^r *Wright*, M^r *Fleming*, and M^r *Walker* be added to the Committee for Religion.

Ordered, That M^r *William Cabell*, M^r *Carr*, M^r *Fleming*, and M^r *Walker*, be added to the Committee of Privileges and Elections.

Ordered, That M^r *William Cabell*, M^r *Joseph Cabell* and M^r *Robert Wormeley Carter*, be added to the Committee of Propositions and Grievances.

Ordered, That M^r *Andrew Lewis* be added to the Committee of Public Claims.

A *Bill* to dock the Intail of certain Land whereof *Nathaniel West Dandridge* is seized, was read a second Time.

Resolved, That the *Bill* be committed to M^r *Patrick Henry*, M^r *Smith*, M^r *Edmund Pendleton*, M^r *Bassett*, M^r *Dandridge*, M^r *Carr*, and M^r *Aylett*.

M^r *Cary* reported from the Committee of Public Claims, that the Committee had examined the Matters of several *Petitions* to them referred, and had come to several Resolutions thereupon; which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the *Petition* of *William Wilkinson*, and *John Pinchback*, Inspectors of Tobacco at *Waddy's Warehouse*, to be reimbursed for 536 Pounds of Tobacco, stolen out of the said Warehouse, for which they have satisfied the Proprietor thereof, is reasonable; and that they ought to be allowed the Sum of four Pounds sixteen Shillings and Sixpence for the same.

On Consideration of the *Petition* of *Rowland Ward* it appears to your Committee, that

that the Slave *Cæfar*, in the Petition mentioned, was duly outlawed, and killed in an Attempt to take him; that the Court of the County of *Amelia* valued him to one hundred Pounds; and that he had been thrice tried by the said Court for Felony, and had once received the Benefit of Clergy.

Resolved, That it is the Opinion of this Committee, that the said Petition is reasonable; and that the Petitioner ought to be allowed the Sum of one hundred Pounds for the said Slave.

The said *Resolutions*, being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Mr *Treasurer* reported from the Committee for Religion, that the Committee had partly examined the petition of several Persons, of the Parish of *Saint John*, in the County of *King William*, praying that the Vestry of the said Parish may be dissolved; and also, the Petition of several Members of the said Vestry in Opposition thereto, and had come to several Resolutions, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the said Petitions to be heard before the Committee on *Monday* the second Day of *March* next.

Resolved, That it is the Opinion of this Committee, that the Vestry of the said Parish be served with a Copy of the first mentioned Petition, and have seven Days previous Notice of the Time when the said Petition is to be heard before the Committee.

Resolved, That it is the Opinion of this Committee, that the Clerk of the said Vestry do attend the Committee at the Time aforesaid, with the Vestry Books relative to the Subject Matter of the said Petitions; and that he be served with a Copy of this Resolution seven Days previous to the Time appointed for hearing the same.

The said *Resolutions* being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

And then the House adjourned till Tomorrow Morning eleven of the Clock.

Tuesday, the 18th of February, 12 George III. 1772.

SEVERAL other *Members* having taken the Oaths appointed to be taken by Act of Parliament, and repeated and subscribed the Test, took their Places in the House.

The *Order* of the Day being read, for the House to resolve itself into a Committee of the whole House, to take into their further Consideration the Governor's Speech;

Resolved, That this House will, To-morrow, resolve itself into the said Committee.

Mr *Bland* reported from the Committee of propositions and Grievances, that the Committee had examined the Matters of several Petitions to them referred, and had come to several Resolutions thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that so much of the Petition of *Peter Pelham* as prays a Continuance of his Salary, is reasonable.

Resolved, That it is the Opinion of this Committee, that the Residue of the said Petition, praying a further Allowance for the Maintenance of Prisoners, be rejected.

Resolved, That it is the Opinion of this Committee, that the petition of the Inhabitants of *Richmond* County and others, praying that public Warehouses, for the Inspection of Tobacco, may be by Law re-established on *Totuskey* Creek, in the said County, is reasonable.

The *first* Resolution of the Committee, being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Resolved, That the Sum of forty Pounds, *per Annum*, be paid to *Peter Pelham*, Keeper of

of the Public Gaol, as his Salary, to continue to the End of the next Sessïon of General Affembly.

Ordered, That M^r *Nelson* do carry the said Resolution to the Council, and desire their Concurrence.

The *second* Resolution of the Committee, being read a second Time, was, upon the Question put thereupon, agreed to by the House.

The *subsequent* Resolution of the Committee, being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Ordered, That the said Resolution do lie upon the Table.

The House was moved, that Part of an Act, made in the twenty-second Year of the Reign of his late Majesty King *George* the Second, intituled *An Act for settling the Titles and Bounds of Lands, and for preventing unlawful hunting and ranging*, might be read.

And the same being read accordingly;

Ordered, That Leave be given to bring in a Bill to repeal a Clause of the Act of Affembly, made in the twenty-second Year of his late Majesty *George* the Second, intituled *An Act for settling the Titles and Bounds of Lands, and for preventing unlawful hunting and ranging*; and that M^r *Bland*, M^r *Eyre*, M^r *Richard Henry Lee*, and M^r *Patrick Henry* do prepare and bring in the same.

M^r *Cary* reported from the Committee of Public Claims, that the Committee had examined the Matters of several Petitions to them referred, and had come to several Resolutions thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz.* 22

Resolved, That it is the Opinion of this Committee, that the Petition of *James Winfrey*, to be allowed for a Horse, which was impressed to convey a Guard over a Criminal to the Public Gaol, and died on the Way, is reasonable, and that he ought to be allowed the Sum of twenty-four Pounds for the said Horse.

Resolved, That it is the Opinion of this Committee, that the Petition of *Bernard Markham*, Agent for the Estate of *Brett Randolph*, deceased, for an Allowance for *Charles*, a Negro Slave, belonging to the said Estate, who was outlawed, and died of Wounds he received when he was apprehended, is reasonable, and that the said Estate ought to be allowed the Sum of eighty Pounds for the said Slave.

The said Resolutions being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

A Petition of *Nathaniel Raines* and *Lewis Brown*, Inspectors of Tobacco at *Boyd's* Warehouses, was presented to the House, and read; setting forth, that, during the last Year's Inspection, two thousand four hundred and thirty-four Hogheads of Tobacco were received at the said Warehouses, whereby the Sum of three hundred and seventy-seven Pounds was paid into the Treasury, and that the Petitioners are allowed only sixty Pounds, each, for their Salary, which they conceive is not a Recompence for their Trouble; and further setting forth, that two thousand eight hundred and thirty-seven Pounds of Tobacco had been stolen out of the said Warehouses, for which the petitioners had been obliged to pay the owners, at the Rate of twenty Shillings per Hundred Weight; and therefore praying, that they may be allowed ten Pounds each, for their great Trouble the last Year, with the like yearly Increase of Salary for the future; and that they may be reimbursed by the Public for the stolen Tobacco aforesaid.

Ordered, That the said petition be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

M^r *Edmund Pendleton* presented to the House, according to Order, a Bill to empower the Clerks of County Courts to issue certain Writs of Execution into other Counties; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

M^r *Treasurer* acquainted the House, that he had a Message from the Governor to
this

¹ Hening, V, p. 408.

this Houfe, figned by his Excellency; and he prefented the fame to the Houfe; and it was read by M^r *Speaker*, and is as followeth, *viz.*

Gentlemen,

I have thought proper to lay before you a Lift of the Fees, which I found had been ufually paid to the Clerks of my Predeceffors in this Government, but which has been objected to in one Instance fince I have taken the Adminiftration upon me. In order, therefore, to give the People over whom I have the Honour to prelide the cleareft Proof of the Uprightnefs of my own Intentions, and to let them fee my Readinefs to remove, as foon as I can difcover it, every Poffibility of a Difpute between me and thofe whofe Affection I would gladly conciliate, I defire you will take the faid Lift of Fees under your Confideration; and, as I fuppofe if they appear to be juft and reasonable to you, upon Comparifon of them with what is the Praétice in fimilar Cafes, in all other Governments, that you will have no Objections to the eftablifhing of them by Law; fo, on my Part, if you judge otherwife of them, I fhall not Hefitate at confenting to abolifh them all, or in Part, exactly as you fhall think proper to propofe.

Dunmore.

The Lift mentioned in the faid Meffage is as followeth, *viz.*

FEES ufually paid to the GOVERNOR'S CLERK.

	<i>l.</i>	<i>s.</i>	<i>d.</i>		<i>l.</i>	<i>s.</i>	<i>d.</i>
For County Lieutenant's Com- miffion	2	0	0	Coroner's	0	10	0
Colonel's	1	1	6	Mediterranean Pafs	1	15	0
Lieutenant Colonel's	1	1	6	Quarter Mafter's	1	0	0
Major's	1	1	6	Prefentation to a Parifh	1	10	0
Sheriff's	1	5	0	Escheat Mafter	1	1	6
Principal Infpeétor's	0	15	0	Comiffary of Stores	1	1	6
Affiftant Infpeétor	0	10	0				

23 *Refolved*, That this Houfe will, upon *Thursday* next, refolve itfelf into a Committee of the whole Houfe, to take into Confideration the Governor's Meffage, and the Lift of Fees therein mentioned.

A *Petition* of feveral Freeholders of the County of *Henrico*, whofe Names are thereunto fubfcribed, was prefented to the Houfe, and read; fetting forth, that when the Writ for electing Burgeffes to ferve in this prefent General Affembly for the faid County, came to the Hands of the then Sheriff, M^r *George Cox*, he appointed a Day for the Election, of which Notice was given in feveral Churches; but M^r *Cox's* Office expiring before the Day, the fucceeding Sheriff, M^r *Nathamel Wilkinfon*, undertook to appoint another Day, of which Notice was alfo given in the Churches; and in Confequence of fuch different Appointments, but few of the Freeholders attended; and further fetting forth, that the Time between the laft Appointment and the Election did not exceed eighteen Days, which the Petitioners conceive not to be the Notice by Law prefcribed; and that M^r *Wilkinfon*, when he did give Notice, was not qualified to execute his Office; and therefore praying, that the faid Election, which the Petitioners apprehend not to have been a proper one, may be declared void, and that a new Writ may iffue for electing Burgeffes to ferve in this prefent General Affembly for the faid County.

Ordered, That the faid *Petition* be referred to the Confideration of the Committee of Privileges and Elections; and that they do examine the Matter thereof, and report the fame, with their Opinion thereupon, to the Houfe.

Ordered, That M^r *Richard Henry Lee*, M^r *Francis Lightfoot Lee*, M^r *Rutherford*, M^r *Wood*, and M^r *White* be added to the Committee for Religion.

Ordered, That M^r *Richard Henry Lee*, and M^r *Francis Lightfoot Lee* be added to the Committee of Privileges and Elections.

Ordered

Ordered, That M^r Wood, M^r Rutherford, M^r Richard Henry Lee, and M^r Francis Lightfoot Lee be added to the Committee of propositions and Grievances.

Ordered, That M^r Richard Henry Lee, and M^r White be added to the Committee for Courts of Justice.

A *Petition* of William Hoye was presented to the House, and read; setting forth, that Limbo, a Negro Man Slave of one John Glover, having run away, a Proclamation of Outlawry issued against him, after which the Petitioner purchased him from the said Glover; and that the said Slave is dead of a Wound he received in the apprehending of him, and was valued to the Sum of eighty-five Pounds; and praying that the Value of the said Slave may be paid to the Petitioner by the Public.

Ordered, That the said *Petition* be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

M^r Edmund Pendleton reported from the Committee of Privileges and Elections, to whom the *Petition* of several Freeholders of the County of Henrico, complaining of an undue Election and Return of Members to serve in this present General Assembly for the said County, was referred, that the Committee had partly examined the Matter of the said *Petition*, and had come to a Resolution, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolution of the Committee was read, and is as followeth, viz.

Resolved, That it is the Opinion of this Committee, that the Subject-Matter of the said *Petition* be heard before the Committee on Thursday, the 27th Day of this Instant.

The said *Resolution*, being read a second Time, was, upon the Question put thereupon, agreed to by the House.

And then the House adjourned till Tomorrow Morning eleven of the Clock.

24

Wednesday, the 19th of February, 12 George III. 1772.

ORDERED, That M^r Treasurer do lay his Accounts before the House.

A *Petition* of Samuel Sherwin was presented to the House, and read; setting forth, that the Petitioner's Negro Man Slave, named Peter, having been duly outlawed, was killed in an Attempt to take him, of which sufficient Proof was made before the Court of the County of Dinwiddie, and that the said Slave was valued, by the said Court, to the Sum of ninety Pounds; and praying that the Value of the said Slave may be paid him by the Public.

Ordered, That the said *Petition* be referred to the Consideration of the Committee of Public Claims, and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

M^r Treasurer, according to Order, laid his Accounts before the House.

Ordered, That the said Accounts do lie upon the Table, to be perused by the Members of the House.

A *Bill* for altering the Court Day of Surry County was read a second Time.

Resolved, That the *Bill* be committed to the Committee for Courts of Justice.

M^r Patrick Henry reported from the Committee, to whom the *Bill* to dock the Intail of certain Land whereof Nathaniel West Dandridge is seized, was committed, that the Committee had examined the Allegations of the *Bill*, and found the same to be true, and that the Committee had directed him to report the *Bill* to the House, without any Amendment; and he delivered the *Bill* in at the Clerk's Table.

Ordered, That the *Bill* be engrossed.

Ordered, That it be an Instruction to the Committee for Courts of Justice, to whom the *Bill* for altering the Court Day of Surry County, is committed, that they have Power to receive a Clause, or Clauses, for altering the Court Day of the County of Princess Anne.

A *Bill* to empower the Clerks of County Courts to issue certain Writs of Execution into other Counties was read a second Time.

Resolved

Resolved, That the Bill be committed to M^r *Edmund Pendleton*, and M^r *Bland*.

M^r *Richard Henry Lee* reported, from the Committee for Courts of Justice, that the Committee had further inspected the Journals of the last Assembly, and drawn up a State of another Matter then depending and undetermined, and the Progress that was made therein, and had directed him to report the same, as it appeared to them, to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, *viz.*

It appears to your *Committee*, that a Petition of several Persons of the County of *Augusta*, inhabiting that Part of the South Western Frontier, known by the Name of *Holston* and *New River*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that they are very remote from the Court-House of the said County, whereby they suffer many Inconveniences, and praying that the Settlements on the Waters of *Holston* and *New River* may be made a distinct County; and, by Order of the House, the Consideration of the said Petition was deferred till the then next Session of Assembly.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition* of M^r *Samuel DuVal*, of the County of *Henrico*, on behalf of himself, and the Freeholders of the said County, was presented to the House, and read; setting forth, that at the last Election of Burgesses to serve in this Present General Assembly, for the said County, a greater Number of Freeholders voted for the Petitioner, who was one of the Candidates, than for M^r *Richard Randolph*, who was, with M^r *Richard Adams*, returned duly elected; and therefore praying that the Poll taken at the said Election may be examined, and that the Petitioner may be declared duly elected a Burgess for the said County.

Ordered, That the said petition be referred to the Consideration of the Committee of Privileges and Elections; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition* of *William Bicknal* was presented to the House, and read; setting forth, that a Horse of the Petitioner was impressed by a Deputy-Sheriff of the County of *Amherst*, in Order to convey to the Public Gaol one *Thomas Welch*, who was charged with Horse stealing, and ordered by the Court of the said County to be tried for the said Offence before the General Court and that the said Sheriff, as he returned, being unable to lead the Horse further than *Richmond Town*, left him there, in the Care of one *Archibald Mackendrix*, from whom the Horse either strayed or was stolen; and therefore praying, that the Petitioner may be allowed the Value of his Horse so lost in the Service of the Public.

Ordered, That the said Petition be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition* of *John Loving, Jun.* and *Robert Montgomery*, was presented to the House, and read; setting forth, that one *Andrew Lightle* being accused of Felony, and the Court of *Amherst* County, upon his Examination, being of Opinion he ought to be tried for the said Offence before the General Court, the petitioners were bound in a Recognizance to appear and testify on Behalf of the King, against the Prisoner upon his Trial, and did attend according to their Recognizance; but that, for Reasons unknown to them, they were not called upon to be examined, and that their Attendance was not entered; and humbly submitting their Case to the Consideration of this Honourable House, and praying Relief.

Ordered, That the said Petition be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

The *Order* of the Day being read, for the House to resolve itself into a Committee of the whole House, to take into their further Consideration the Governor's Speech:

Ordered

Ordered, That the Letter received by Mr *Speaker* from the Speaker of the Lower House of Assembly of the Province of *Maryland*, and the Resolutions of the said Lower House of Assembly, relative to the erecting and supporting a Light-House upon *Cape Henry*, which were ordered to lie upon the Table, be referred to the said Committee.

Then the House resolved itself into the said Committee.

Mr *Speaker* left the Chair.

Mr *Bland* took the Chair of the Committee.

Mr *Speaker* resumed the Chair.

Mr *Bland* reported from the Committee that they had made a further Progress in the Matter to them referred; and that he was directed by the Committee to move, that they may have Leave to sit again. 26

Resolved, That this House will, upon *Tuesday* next, resolve itself into a Committee of the whole House, to take into their further Consideration the Governor's Speech.

A *Petition* of *William Booth* and *Elizabeth* his Wife was presented to the House, and read; setting forth, that the Petitioners, in Right of the Wife, by Virtue of the Will of her Grandfather, *Henry Ashton*, Gentlemen, deceased, are seized in Fee Tail, of five hundred Acres of Land, on *Nomony* River, in the County of *Westmoreland*; and that, if the Intail of the said Land be docked, the petitioners will be able to make a better Provision, than they can otherwise do, not only for their younger Children, but for the Heir in Tail; and therefore praying that an Act may pass for docking the Intail of the said Land, and empowering Trustees to sell the same, and lay out the Money raised by the Sale thereof in the Purchase of other Lands, of greater Value.

Ordered, That Leave be given to bring in a Bill pursuant to the Prayer of the said Petition; and that Mr *Richard Henry Lee* do prepare, and bring in the same.

And then the House adjourned till Tomorrow Morning eleven of the Clock.

Thursday the 20th of February, 12 George III. 1772.

SEVERAL other *Members*, having taken the Oaths appointed to be taken by Act of Parliament, and repeated and subscribed the Test, took their Places in the House.

Ordered, That Leave be given to bring in a Bill to amend an Act, intituled *An Act to prevent malicious maiming and wounding*; and that Mr *Gray*, and Mr *David Mason* do prepare and bring in the same.

Mr *Edmund Pendleton* reported from the Committee, to whom the Bill to impower the Clerks of County Courts to issue certain Writs of Execution into other Counties, was committed, that the Committee had gone through the Bill, and made an Amendment thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendment, in at the Clerk's Table; where the Amendment was twice read; and upon the Question put thereupon, was agreed to by the House.

Ordered, That the Bill, with the Amendment, be engrossed.

Mr *Richard Henry Lee* reported from the Committee of Courts of Justice, who were appointed to enquire what Laws are expired since the last Session, or will expire with the End of this Session, or are near expiring, and to report their Opinion to the House which of them are fit to be revived or continued, that the Committee had enquired accordingly, and had come to several Resolutions, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the Act of Assembly, made in the 10th Year of his present Majesty's Reign, intituled *An Act for giving a Salary to the Speaker of the House of Burgeffes*, which expired at the Meeting of this present Assembly, ought to be revived.

Resolved

¹ Hening, VI, p. 250.

² Ibid. VIII, p. 394.

Resolved, That it is the Opinion of this Committee, that the Act of Affembly, made in the 7th Year of his present Majesty's Reign, intituled *An Act for appointing a Treasurer*, which was continued by another Act, made in the 10th Year of his said Majesty's Reign, and which will expire at the End of this present Session of Affembly, ought to be further continued.

Resolved, That it is the Opinion of this Committee, that the Act of Affembly, made in the 19th Year of the Reign of his late Majesty King *George* the Second, intituled *An Act for the better regulating and collecting certain Officers Fees, and for other Purposes therein mentioned*, which hath been continued by several Acts, and amended by four Acts, in the 1st, 3rd, 7th, and 8th, Years of his present Majesty's Reign, and which will expire on the 12th Day of *April* next, ought to be further continued.

Resolved, That it is the Opinion of this Committee, that the Act of Affembly, made in the 10th Year of his present Majesty's Reign, intituled *An Act for destroying Crows and Squirrels in certain Counties, therein mentioned*, which will expire on the 21st Day of *December* next, ought to be continued and amended.

Resolved, That it is the Opinion of this Committee, that the Act of Affembly, made in the 3rd Year of his present Majesty's Reign, intituled *An Act for the more effectual keeping the public Roads and Bridges in Repair*, which was amended and continued by another Act, made in the 7th Year of his said Majesty's Reign, and which expired on the 16th Day of *December* last, ought to be revived.

Resolved, That it is the Opinion of this Committee, that the Act of Affembly, made in the 30th Year of the Reign of his late Majesty King *George* the Second, intituled *An Act for the better regulating and disciplining the Militia*, which was continued by several Acts, and amended by an Act, made in the 7th Year of his present Majesty's Reign, and which will expire on the 20th Day of *July* next, ought to be further continued.

Resolved, That it is the Opinion of this Committee, that the Act of Affembly, made in the 30th Year of the Reign of his late Majesty King *George* the Second, intituled *An Act for reducing the several Acts of Affembly for making Provision against Invasions and Insurrections, into one Act*, which hath been continued by three other Acts, made in the 3rd, 7th, and 10th, Years of his present Majesty's Reign, and which will expire the 8th Day of *June*, 1773, ought to be further continued.

Resolved, That it is the Opinion of this Committee, that the Act of Affembly, made in the 32^d Year of the Reign of his late Majesty King *George* the Second, intituled *An Act for reducing the several Acts for laying a Duty upon Liquors into one Act*, which was continued by several Acts, and amended by one Act, made in the 10th Year of his present Majesty's Reign, and which will expire on the 1st Day of *June*, 1773, ought to be further continued.

Resolved, That it is the Opinion of this Committee, that the Act of Affembly, made in the 25th Year of the Reign of his late Majesty King *George* the Second, intituled *An Act for reviving the Duty upon Slaves, to be paid by the Buyers, for the Term therein mentioned*; and one other Act of Affembly, made in the 33rd Year of his said late Majesty's Reign intituled *An Act to oblige Persons bringing Slaves into this Colony from Maryland, Carolina, and the West-Indies, for their own Use, to pay a Duty*, which have been continued by several other Acts, and which will expire on the 20th Day of *April* 1773, ought to be further continued, and amended.

Resolved, That it is the Opinion of this Committee, that the Act of Affembly, made in the 3rd Year of his present Majesty's Reign, intituled *An Act for establishing Pilots, and regulating their Fees*, which was continued by two other Acts, made in the 7th and 10th Years of his said Majesty's Reign, and which will expire on the 20th Day of *April*, 1773, ought to be further continued.

Resolved, That it is the Opinion of this Committee, that the Act of Affembly, made in the 5th Year of his present Majesty's Reign, intituled *An Act for increasing the Reward for killing Wolves, within certain Counties, to be paid by the respective Counties wherein*
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¹ Hening, VIII, p. 211.

² Ibid, V, p. 326.

³ Ibid, VIII, p. 389.

⁴ Ibid, VII, p. 577.

⁵ Ibid, VII, p. 93.

⁶ Ibid, VII, p. 106.

⁷ Ibid, VII, p. 265.

⁸ Ibid, VI, p. 217.

⁹ Ibid, VII, p. 338.

¹⁰ Ibid, VII, p. 580.

¹¹ Ibid, VIII, p. 147.

the Service shall be performed, and which was continued by another Act, made in the 7th Year of his said Majesty's Reign (except as to the Counties of *Buckingham, Fauquier, and Loudoun*) and continued and amended by another Act, made in the 10th Year of his said Majesty's Reign, and which will expire on the 1st Day of *June, 1773*, ought to be further continued and amended.

Resolved, That it is the Opinion of this Committee, that the Act of Assembly, made in the 5th Year of the Reign of his present Majesty, intituled *An Act for amending the Staple of Tobacco, and for preventing Frauds in his Majesty's Customs*, which was continued and amended by an Act, made in the 7th Year of his said Majesty's Reign, and further continued by another Act, made in the 8th Year of his said Majesty's Reign, and also continued and amended by another Act, made in the 10th Year of his said Majesty's Reign, and which will expire on the 1st Day of *October, 1773*, ought to be further continued.

Resolved, That it is the Opinion of this Committee, that the Act of Assembly, made in the 10th Year of his present Majesty's Reign, intituled *An Act for reimbursing the Inhabitants of King William and Hanover Counties the Expence of clearing Pamunkey River*, which was amended by another Act made in the same Year, and which will expire the 21st Day of *December, 1773*, ought to be further continued.

The said *Resolutions*, being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That a Bill or Bills be brought in pursuant to the *first, second, third, fourth, eleventh and thirteenth* Resolutions of the Committee; and that the Committee for Courts of Justice do prepare, and bring in the same.

Ordered, That a Bill or Bills be brought in pursuant to the *fifth, sixth, seventh, and twelfth* Resolutions of the Committee; and that the Committee of Propositions and Grievances do prepare, and bring in the same.

Ordered, That a Bill or Bills be brought in pursuant to the *eighth, ninth, and tenth* Resolutions of the Committee; and that the Committee of Trade do prepare, and bring in the same.

M^r *Bland* reported from the Committee of Propositions and Grievances, to whom the Petition of the Inhabitants and Freeholders of *Elizabeth City County*, praying that the Inspection of Tobacco at the Public Warehouse at *Hampton* may be disjoined from that at *Denbigh*, was referred, that the Committee had examined the Matter of the said Petition, and had come to a Resolution thereupon, which they had directed him to report to the House; and he read the Report in his Place; and afterwards delivered it in at the Clerk's Table, where the Resolution of the Committee was read, and is as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the said petition is reasonable.

The said *Resolution* being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Ordered, That the said Resolution do lie upon the Table.

Ordered, That a Committee be appointed to examine the Treasurer's Accounts; and that they do state in Account, as well the Balance due from the late Treasurer to the Public, as the several Funds by Law appropriated for the Redemption of the Treasury Notes, together with the Amount of such Notes remaining in Circulation; and that they do also state an Account of the Balances now due from the several Sheriffs for Taxes, and report the same to the House.

And a Committee was appointed of M^r *Bland*, M^r *Richard Henry Lee*, M^r *Harrison*, M^r *Charles Carter*, M^r *Eyre*, M^r *Patrick Henry*, M^r *Digges*, and M^r *Fitzhugh*.

The House was moved, that Part of an Act, made in the thirty-second Year of the Reign of King *Charles the Second*, intituled *An Act of free and general Pardon, Indemnity, and Oblivion*, might be read.

And the same being read accordingly;

Ordered, That Leave be given to bring in a Bill to repeal Part of an Act passed in the thirty

¹ Hening, VIII, p. 69. ² Ibid, VIII, p. 407. ³ Ibid, II, p. 458.

thirty-second Year of the Reign of King *Charles* the Second, intituled *An Act of free and general Pardon, Indemnity, and Oblivion*; and that *M^r Eyre*, *M^r James Henry*, and *M^r Bland* do prepare, and bring in the same.

An ingrossed *Bill* to dock the Intail of certain Land whereof *Nathaniel West Dandridge* is seized, was read the third Time.

Resolved, That the *Bill* do pass; and that the Title be, *An Act to dock the Intail of certain Land whereof Nathaniel West Dandridge is seized*.

Ordered, That *M^r Patrick Henry* do carry the *Bill* to the Council, and desire their Concurrence.

The *Order* of the Day being read;

Resolved, That this House will, Tomorrow, resolve itself into a Committee of the whole House, to take into Consideration the Governor's Message, and the List of Fees therein mentioned.

M^r Edmund Pendleton reported, from the Committee of Privileges and Elections, to whom the Petition of *M^r Samuel DuVal* complaining of an undue Election and Return of *M^r Richard Randolph* to serve as a Burgess in this present General Assembly for the County of *Henrico*, was committed, that the Committee had partly examined the Matter of the said Petition, and had come to a Resolution, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolution of the Committee was read, and is as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the further Consideration of the said Petition be deferred till *Friday* the twenty-eighth Instant.

The said *Resolution* being read a second Time, was, upon the Question put thereupon, agreed to by the House.

²⁹ A Petition of *Benjamin Waller* was presented to the House, and read; setting forth, that *Nathaniel Walther*, late of the City of *Williamsburg*, Esquire, deceased, being seized of Mesuages, Lands, and Tenements, in this Colony, by his last Will and Testament in Writing, among other Things, devised all his Estate in *Virginia* to his Sister *Henrietta*, and his Nieces *Mary Hart*, and *Martha Hart*, all of the Kingdom of *Great Britain*, to be equally divided between them, but declared the Estate to be chargeable with all his Debts in *Virginia*, and with several Legacies; and of his Will appointed *Thomas Waller*, of *London*, Stationer, the petitioner, and *George Davenport*, who is since deceased, Executors and afterwards died seized; that the Petitioner having proved the Will, and sold the Testator's personal Estate, paid such of his *Virginia* Debts as appeared, and the said Particular Legacies, and remitted considerable Sums of Money to the said three Legatees in *Great-Britain*; that the said *Henrietta*, *Mary*, and *Martha*, by Letter of Attorney, have appointed the petitioner to sell all the Estate devised to them as aforesaid, and he hath actually sold two of the said Tenements; but the Petitioner hath lately discovered, that the said *Henrietta* was married, above twenty Years ago, to one *M^r Marmillod*, a Native of *Switzerland*, or *Sweden*, with whom she removed to *France*, where he then resided; and that she soon after returned to *England*, and hath lived there ever since, separate from her Husband, who hath continued Abroad, and is now in *Denmark*; that she is infirm, and wants Support, and hath, as the Petitioner is informed, Power from her Husband to transact all their Affairs; and that the Husband, being an Alien, hath not, as the Petitioner is advised, any Right in her Lands and Tenements; and therefore praying that the said *Henrietta*, or the Petitioner, as her Attorney, may be enabled to sell and convey the Lands and Tenements devised to her as aforesaid, in the same Manner as if she were a Feme Sole, so as to bind her and her Heirs.

Ordered, That Leave be given to bring in a *Bill* pursuant to the Prayer of the said Petition; and that *M^r Edmund Pendleton* do prepare, and bring in the same.

Ordered, That Leave be given to bring in a *Bill* for appointing an Agent; and that *M^r Harrison*, *M^r Edmund Pendleton*, and *M^r Patrick Henry* do prepare, and bring in the same.

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¹ Hening, VIII, p. 638.

A *Petition* of *Thomas Guy*, of the County of *Accomack*, was presented to the House, and read; setting forth, that *John Fleharty*, charged with Grand Larceny, having been ordered by the Court of the said County, held for his Examination, to be tried for the said Offence before the Justices of *Oyer and Terminer*, in *June*, 1769, the petitioner was bound in a Recognizance to appear as a Witness against the Prisoner, and did attend accordingly, and was examined, but by some Accident his Attendance was not entered; and praying to be allowed for the same.

Ordered, That the said petition be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition* of *William Todd*, Gentleman, was presented to the House, and read; setting forth, that the petitioner is seized of a large Estate in Lands, as Tenant in Tail Male, but hath very few Slaves to work the same; and that it will be advantageous to himself, as well as to those who shall succeed to the Inheritance, to sell Part of the said Lands, and, with the Money arising from the Sale, purchase Slaves, to be annexed to the remaining Lands; and therefore praying that an Act may pass for that Purpose.

Ordered, That Leave be given to bring in a Bill pursuant to the Prayer of the said Petition; and that Mr *Edmund Pendleton* do prepare, and bring in the same.

Ordered, That it be an Instruction to the Gentleman, who is appointed to prepare, and bring in the said Bill, that he have Power to receive a Clause or Clauses for ascertaining the Bounds of Part of the intailed Lands whereof the said *William Todd* is seized.

Ordered, That Mr *Bridger* have Leave to be absent from the Service of this House till the last Day of this Month.

Ordered, That Mr *Dandridge* and Mr *Fitzhugh* be added to the Committee of Propositions and Grievances.

Ordered, That Mr *Dandridge* be added to the Committee for Courts of Justice.

Ordered, That Mr *Fitzhugh* be added to the Committee of Privileges and Elections.

And then the House adjourned till Tomorrow Morning, eleven of the Clock.

Friday, the 21st of February, 12 George III. 1772.

SEVERAL other *Members* having taken the Oaths appointed to be taken by Act of Parliament, and repeated and subscribed the Test, took their Places in the House.

Mr *Richard Lee* reported from the Committee of Public Claims, to whom the Petitions of several Persons were referred, that the Committee had examined the Matters of the said petitions, and had come to several Resolutions thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the Petition of *John Loving*, junior, and *Robert Montgomery*, to be allowed for travelling and Attendance as Witnesses for the King on the Trial of *Andrew Lightle*, for Felony in the General Court, is reasonable; and that they ought to be allowed five hundred and seventy Pounds of Tobacco, each, for the same.

Resolved, That it is the Opinion of this Committee, that the Petition of *Samuel Sherwin*, to be allowed for his Negro Man Slave *Peter*, who was duly outlawed and killed in an Attempt to take him, is reasonable; and that he ought to be allowed the Sum of ninety Pounds for the said Slave.

Resolved, That it is the Opinion of this Committee, that from the several Depositions hereunto annexed, relative to the Petition of *William Bicknal*, and to which your Committee begs Leave to refer the House, the said petition is reasonable; and that the Petitioner ought to be allowed the Sum of nine Pounds for the Horse in the said Petition mentioned.

Resolved

Resolved, That it is the Opinion of this Committee, that the Petition of *Thomas Guy*, a Witness for the King against *John Fleharty*, a Criminal from *Accomack* County, on Suspicion of Grand Larceny, for an Allowance for traveling to, and attending the Court of *Oyer and Terminer*, with Ferriages, in *June*, 1769, on the Trial of the said Criminal, is reasonable; and that he ought to be allowed five hundred and ten Pounds of Tobacco for the same.

The *two* first Resolutions of the Committee, being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

The *Third* Resolution of the Committee being read a second Time;

Ordered, That the said Resolution be re-committed.

Ordered, That the said Resolution be re-committed to the same Committee, to whom the Petition of the said *William Bicknal* was referred.

The subsequent *Resolution* of the Committee, being read a second Time, was, upon the Question put thereupon, agreed to by the House.

An ingrossed *Bill*, to empower the Clerks of the County Courts to issue certain Writs of Execution into other Counties, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act to empower the Clerks of County Courts to issue certain Writs of Execution into other Counties*.

Ordered, That Mr *Edmund Pendleton* do carry the Bill to the Council, and desire their Concurrence.

Mr *Richard Lee* reported from the Committee of Public Claims, to whom the Petition of *William Hoye* was referred, that the Committee had examined the Matter of the said Petition; and had directed him to report the same, as it appeared to them, together with the Resolution of the Committee thereupon, to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, *viz*.

It appears to your *Committee*, that the Slave in the Petition mentioned, was duly outlawed, and afterwards taken and committed to the Gaol of the County of *Buckingham*; that he broke out of the said Gaol, and burned it, and afterwards in apprehending him he was wounded, of which Wound he died, as appears by a Coroner's Inquest taken on the Body of the said Slave. It also appears to your Committee, by a Certificate under the Hand of the said Coroner, that the said Slave was of the Value of eighty-five Pounds.

Upon the whole *Matter* the Committee came to the following Resolution,

Resolved, That it is the Opinion of this Committee, that the said petition is reasonable; and that the Petitioner ought to be allowed the said Sum of eighty-five Pounds for the said Slave.

The said *Resolution*, being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Mr *Harrison* presented to the House, according to Order, a Bill for appointing an Agent; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Ordered, That the said Bill be read a second Time upon *Wednesday* the fourth Day of *March* next.

Ordered, That this House be called over upon *Wednesday* the fourth Day of *March* next.

Ordered, That the Letters which have passed between *Edward Montagu*, Esquire, late Agent for this Colony, and the Committee of Correspondence, since the first Day of *November*, in the Year of our Lord, 1769, be laid before the House.

A *Petition* of *Cornelius Thomas* was presented to the House, and read; setting forth, that the Ferry over the *Fluwanna* River, from the Land of the Petitioner, in the County of *Amherst*, to the Land of *Nicholas Davies*, in the County of *Bedford*, is not frequented; and therefore praying, that so much of the Act of General Assembly, made in the fifth Year of the Reign of his present Majesty, as established the said Ferry, may be repealed.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Ordered

Ordered, That M^r *Alexander* and M^r *Ball* be added to the Committee for Religion.

Ordered, That M^r *Alexander* be added to the Committee of Privileges and Elections.

Ordered, That M^r *Ball*, M^r *Marable*, M^r *Edmondson*, and M^r *Alexander* be added to the Committee of propositions and Grievances.

Ordered, That M^r *Marable* and M^r *Ball* be added to the Committee of Public Claims.

Ordered, That M^r *Yelverton Peyton*, and M^r *Edmondson* be added to the Committee for Courts of Justice.

Ordered, That M^r *Stubblefield* be added to the Committee of Trade.

The *Order* of the Day being read;

The House resolved itself into a Committee of the whole House, to take into Consideration the Governor's Message, and the List of Fees therein mentioned.

M^r *Speaker* left the Chair.

M^r *Bland* took the Chair of the Committee.

M^r *Speaker* resumed the Chair.

M^r *Bland* reported from the Committee, that they had come to a Resolution, which he read in his Place, and afterwards delivered in at the Clerk's Table; where the same was read, and is as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that an humble Address be presented to his Excellency the Governor, returning him our sincere Thanks for his very polite and candid Message; expressing our great Satisfaction in finding his Excellency so cordially disposed to cultivate with the Country that agreeable Harmony which is most likely to conciliate to him the Affections of all his Majesty's loyal Subjects of *Virginia*, and thereby establish their mutual Happiness upon the most solid and permanent Foundations; assuring his Lordship of the great Respect we bear to his important and exalted Station amongst us, and the Necessity we think there is of supporting the Honour and Dignity of our Governors; but, at the same Time, humbly representing to his Excellency that we consider the Emoluments of Government, as by Law established, adequate and amply sufficient for those Purposes; that the Fees which appear to have been received by the Clerks of his Lordship's Predecessors for issuing Commissions for the Appointment of Public Officers, and which we are now, for the first Time, regularly informed of by his Message and the List accompanying it, are unknown to our Laws, and that, therefore, we cannot sufficiently applaud his Lordship's Wisdom and Goodness in embracing so early an Opportunity of expressing his Willingness, if they should be found disagreeable to us, as they really are, to have them totally abolished.

The said *Resolution*, being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Ordered, That a Committee be appointed to draw up an Address, to be presented to the Governor, upon the said Resolution.

And a Committee was appointed of M^r *Bland*, M^r *Treasurer*, M^r *Pendleton*, and M^r *Patrick Henry*. 32

Ordered, That M^r *Wright* have Leave to be absent from the Service of this House till *Thursday* next.

And then the House adjourned till Tomorrow Morning eleven of the Clock.

Saturday, the 22d of February, 12 George III. 1772.

M^R *Richard Henry Lee* presented to the House, according to Order, a Bill for further continuing the Act, intituled *An Act for the better regulating and collecting certain Officers Fees, and for other Purposes therein mentioned*; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Ordered, That the said Bill be read a second Time, upon *Thursday*, the fifth Day of *March* next.

A *Petition* of several Persons of the County of *Mecklenburg*, whose Names are thereunto

unto subscribed, was presented to the House, and read; setting forth, that the petitioners, being of the Society of Christians, called *Baptists*, find themselves restricted in the Exercise of their Religion, their Teachers imprisoned under various Pretences, and the Benefits of the Toleration Act denied them, although they are willing to conform to the true Spirit of that Act, and are loyal and quiet Subjects; and therefore praying, that they may be treated with the same kind Indulgence in religious Matters as *Quakers*, *Presbyterians*, and other Protestant Dissenters enjoy.

Ordered, That the said Petition be referred to the Consideration of the Committee for Religion, and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Richard Henry Lee* presented to the House, according to Order, a Bill for further continuing the Act, intituled *An Act for appointing a Treasurer*; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Ordered, That Mr *Patrick Henry* have Leave to be absent from the Service of this House till *Wednesday* Sevensnight.

Mr *Richard Lee* reported from the Committee of Public Claims, to whom the Petition of *William Bicknal* had been referred, and to whom the Resolution of the said Committee upon the said Petition was re-committed, that the Committee had examined the Matter of the said petition, and had directed him to report the same, as it appeared to them, together with the Resolution of the Committee thereupon, to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, *viz.*

It appears to your *Committee*, that *Gabriel Penn*, one of the Under Sheriffs of *Amherst* County, in the Month of *September*, 1771, impressed a Horse, belonging to the petitioner, to convey *Thomas Welch*, a Criminal, from the said County to the Public Gaol; that the said Sheriff, on his Return home, being so much indisposed or lamed by a Boil that he could not lead the said Horse any further than *Richmond* Town, he left him there with a certain *Archibald Mackendrix*, of that Place, to be taken Care of till he should be sent for by the said *Penn*. It also appears to your Committee, that the said *Penn*, on the third Day after his Return home, dispatched a Messenger for the said Horse; but that he was either strayed or stolen from the Pasture in which he was put by the said *Mackendrix*, so that the said Messenger did not get him, and he has not since been heard of. It also appears to your Committee, from a Certificate under the Hands of three Persons, appointed and sworn to value the said Horse, that he was worth nine Pounds.

Upon the whole the *Committee* came to the following Resolution:

Resolved, That it is the Opinion of this Committee, that the said Petition is reasonable; and that the Petitioner ought to be allowed the Sum of nine Pounds for the said Horse.

The said *Resolution*, being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Ordered, That Mr *Thomas Mann Randolph* have Leave to be absent from the Service of this House for a Fortnight.

A *Petition* of the Mayor, Recorder, Aldermen, and Common Council of the City of *Williamsburg*, and of several other *Persons*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that by a Survey made it appears that a Canal or Cut may be carried from *Archer's Hope* Creek, running into *James* River, to *Queen's* Creek, running into *York* River, for the Navigation of Boats and other Vessels with heavy Burthens, whereby an easy Communication will be made between those two Rivers, which the petitioners conceive will be of great Advantage, not only to the said City, but to the Trade carried on in the said Rivers, and will probably encourage the like Works in other Parts of the Colony, to the Improvement of its Commerce; and further setting forth, that the Petitioners apprehend it will be necessary that proper Tolls or Duties be imposed upon Boats and Vessels passing in and through the said Canal, for the

the supporting and rendering effectual the said Navigation; and therefore praying, that Leave may be given to bring in a Bill for enabling the Petitioners, at the Expence of themselves, and of other voluntary Contributors, to make the said Canal, and continue the same navigable, in such Manner, and with such Powers and Authorities, to be vested in them for that Purpose, as to the House shall seem meet.

Ordered, That Leave be given to bring in a Bill pursuant to the Prayer of the said Petition; and that Mr *Treasurer* and Mr *Richard Henry Lee* do prepare, and bring in the same.

Mr *Richard Henry Lee* presented to the House, according to Order, a Bill to revive the Act, intituled *An Act for giving a Salary to the Speaker of the House of Burgeffes*; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Ordered, That Mr *John Jones* have Leave to be absent from the Service of this House till Monday Sevensnight.

A *Petition* of the Vestry of the Parish of *Frederick*, in the County of *Frederick*, was presented to the House, and read; setting forth, that the late Parish of *Frederick* was, by an Act made in the tenth Year of the Reign of his present Majesty, divided into three Parishes, called *Frederick*, *Norborne*, and *Beckford*; and that by the said Act, reciting that there would be a new Church in each of the Parishes of *Frederick* and *Norborne*, the Charges of which had lately been defrayed by the Inhabitants of *Frederick*, before the Division, it was enacted, that the Vestries of the Parishes of *Frederick* and *Norborne*, when elected, should account for the said Churches, according to their several Costs, and refund to the Vestry of the Parish of *Beckford* a proportion thereof, according to the Number of Tithables in their Parishes, respectively, at the Time the same should take Place; and representing, that the Church mentioned in the Act to be in the Parish of *Frederick*, is not worth the first Cost, having been built so long ago as the Year 1764, and the workmanship having been executed insufficiently, so that it is likely soon to become ruinous; and further representing, that there are two Chapels, of Considerable Value, in the Parish of *Beckford*, one of which was built in the Year 1768; and therefore praying, that Commissioners may be appointed to ascertain the present Value of the said Church and Chapels, as they hope this Honourable House will be of Opinion the Parish of *Frederick*, ought not to be charged with more than a proportion of the Sum the Church exceeds the two Chapels in Value, and that the Petitioners may have such Relief in the Premises as to the House shall seem reasonable. 34

Ordered, That the said Petition be referred to the Consideration of the Committee for Religion; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition* of *Austin Hewlett*, surviving Inspector at *Waddy's* Warehouse, in the County of *New Kent*, was presented to the House, and read; setting forth, that in *July* last, the said Warehouse was broke open, whilst the Petitioner and *John Pinchback*, deceased, the other Inspector, were necessarily absent, attending their Duty at *Littlepage's* Warehouse under the same Inspection, and four hundred and fifty Pounds of uninspected Tobacco were stolen, for which the Owner recovered of the Inspectors, and the Petitioner hath been obliged to pay to him three Pounds and fifteen Shillings, with two Pounds eleven Shillings and ten Pence for the Costs of Suit; and therefore praying, that the said Sums of Money may be repaid to the Petitioner by the Public.

Ordered, That the said Petition be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition* of the Inspectors at *Blandford* Warehouse, in the County of *Prince George*, was presented to the House, and read; setting forth, that in *November* last, the petitioners lost out of the said Warehouse two thousand seven hundred and thirty-two Pounds of Tobacco, for which they have been obliged to pay the Owners at the Rate of twenty Shillings by the Hundred Weight; and therefore praying, that the said Money may be repaid to the Petitioners by the Public.

Ordered

† Hening, VIII, p. 394.

Ordered, That the said Petition be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Edmund Pendleton* presented to the House, according to Order, a Bill to enable *Henrietta Marmillod* to sell and dispose of the Estate devised to her by her Brother *Nathaniel Walthoe*, Esquire, deceased, notwithstanding her Coverture; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

And then the House adjourned till Monday Morning next, eleven of the Clock.

Monday, the 24th of February, 12 George III. 1772.

SEVERAL other *Members* having taken the Oaths appointed to be taken by Act of Parliament, and repeated and subscribed the Test, took their Places in the House.

Mr *Bland* reported, from the Committee appointed to draw up an Address, to be presented to the Governor, that they had drawn up an Address accordingly, which they had directed him to report to the House; and he read the same in his Place, and afterwards delivered it in at the Clerk's Table, where the same was read, and is as followeth, *viz.*

My Lord,

We, his Majesty's dutiful Subjects, humbly beg Leave to return your Excellency our unfeigned Thanks for your very candid and polite Message. It affords us the highest Pleasure and Satisfaction to find your Excellency so cordially disposed to cultivate with the Country that agreeable Harmony which will undoubtedly conciliate to you the Affection of his Majesty's loyal Subjects of Virginia, and thereby establish our mutual Happiness upon the most solid and permanent Foundation.

We bear the greatest Respect to your Excellency's important and exalted Station amongst us, and think there is a necessity for supporting the Honour and Dignity of our Governors; but, my Lord, give us Leave, on this Occasion, humbly to represent to your Excellency, that we consider the Emoluments of Government, as by Law established, adequate and amply sufficient for those Purposes. The Fees which appear to have been received by the Clerks of your Excellency's Predecessors for issuing Commissions for the Appointment of Public Officers, and which we are now, for the first Time, regularly informed of by your Lordship's Message, are unknown to our Laws; and therefore we cannot sufficiently applaud your Lordship's Wisdom and Goodness in embracing so early an Opportunity of expressing your Willingness, if they should be found disagreeable to us, as they really are, to have them totally abolished.

The said Address being read a second Time;

Resolved, That the House doth agree with the Committee in the said Address, to be presented to the Governor.

Ordered, That the said Address be presented to his Excellency by the whole House.

Ordered, That the Gentlemen who drew up the said Address, do wait upon the Governor to know his Pleasure, when this House shall attend his Excellency, to present their Address.

A Bill for further continuing the Act, intituled *An Act for appointing a Treasurer*, was read a second Time.

Ordered, That the Bill be ingrossed.

A Petition of several Persons of the County of *Amelia*, whose Names are thereunto subscribed, setting forth, that the Petitioners, being of the Community of Christians who worship God under the Denomination of Baptists, are restricted in their religious Exercises; that, if the Act of Toleration does not extend to this Colony, they are exposed to severe Persecution; and, if it does extend hither, and the Power of granting Licences to

Teachers

Teachers be lodged, as is supposed, in the General Court alone, the Petitioners must suffer considerable Inconveniences, not only because that Court sits not oftener than twice in the Year, and then at a Place far remote, but because the said Court will admit a single Meeting-House and no more in one County; and that the Petitioners are loyal and quiet Subjects, whose Tenets in no wise affect the State: and therefore praying a Redress of their Grievances, and that Liberty of Conscience may be secured to them; *and also*

A *Petition* of several Persons of the County of *Suffex*, whose Names are thereunto subscribed, setting forth, that the Petitioners, being of the Society of Christians, called Baptists, find themselves restricted in the Exercise of their Religion, their Teachers imprisoned under various Pretences, and the Benefits of the Toleration Act denied them, although they are willing to conform to the true Spirit of that Act, and are loyal and quiet Subjects; and therefore praying, that they may be treated with the same kind Indulgence in religious Matters as Quakers, Presbyterians, and other Protestant Dissenters enjoy;

Were severally *presented* to the House, and read.

Ordered, That the said Petitions be referred to the Consideration of the Committee for Religion; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Bill* to revive the Act, intituled *An Act for giving a Salary to the Speaker of the House of Burgessees*, was read a second Time.

Ordered, That the Bill be ingrossed.

A *Memorial* of the Court of Directors of the Public Hospital for Persons of insane and disordered Minds was presented to the House, and read; representing that the Memorialists, in Compliance with an Act of the late General Assembly, took the earliest Opportunity of executing the Trust reposed in them; that they purchased eight Lots of Land in a retired Part of the City of *Williamsburg*, for one hundred and twelve Pounds, and agreed with an Undertaker to build such an House as they judged would best answer the Purpose; a Plan of which, with the Articles, is ready to be laid before this Honourable House; that it is hoped the Work, wherein a considerable Progress is already made, will be finished by the Time limited; and further representing, that the Memorialists, finding that what they supposed to be the Design of the Assembly could not be effected without exceeding the Sum allowed by the Act, at first inclined to make up the difference by Subscriptions, but conceiving that might be deemed improper, engaged at all Events that the whole Money requisite should be paid, intending to lay their Proceedings before this Honourable House; and further representing, that besides the Cost of the Ground, and of the Building, when finished, amounting in the whole to about sixteen hundred Pounds, it will be necessary to inclose a Garden and Yards for Patients to walk and take the Air in; and that a Keeper and Matron must be employed, and other incidental Charges will accrue, which are not provided for by Law; and therefore humbly submitting it to the Consideration of the House to make further Provision and Establishments as they may think proper and necessary to enable the Court to carry the laudable Intention of the Assembly into complete Execution.

Ordered, That the said Memorial be referred to the Consideration of a Committee of the whole House.

Resolved, That this House will, upon *Wednesday* next, resolve itself into a Committee of the whole House, to consider of the said Memorial.

The House was moved that the Order, made upon *Saturday*, the fifteenth day of this Instant, that the Petitions of divers Inhabitants of the Counties of *Stafford*, *King George*, and *Westmoreland*, for re-forming the Boundaries of the said Counties, respectively, and the Petitions of divers Inhabitants of the Counties of *Richmond*, and *Westmoreland*, in Opposition thereto, be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House, might be read.

And the same being read accordingly;

Ordered

Ordered, That the said Order be discharged.

Several *Petitions* of the Inhabitants of the Parish of *Beckford*, in the County of *Frederick*, praying, that the said County may be divided into two Counties; *and also*

Several *Petitions* of the Inhabitants of the County of *Frederick*, praying that the said County may be divided into three Counties; *and also*

A *Petition* of the Inhabitants of the Town of *Winchester*, in the County of *Frederick*, praying that the said County may be divided into three Counties;

Were severally presented to the House, and read.

Ordered, That the said *Petitions* be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Bill* to enable *Henrietta Marmillo* to sell and dispose of the Estate, devised to her by her Brother *Nathaniel Walthoe*, Esquire, deceased, notwithstanding her Coverture, was read a second Time.

Resolved, That the *Bill* be committed to Mr *Edmund Pendleton*, Mr *Treasurer*, Mr *Lewis Burwell*, of *James City*, Mr *Digges*, Mr *Nelson*, Mr *Harwood*, Mr *Langhorne*, Mr *Bassett*, and Mr *Dandridge*.

Mr *Bland* presented to the House, according to Order, a *Bill* to repeal one Clause of the Act of Assembly, intituled *An Act for settling the Titles and Bounds of Lands, and for preventing unlawful hunting and ranging*; and the same was received, and read the first Time.

37 *Resolved*, That the *Bill* be read a second Time.

Ordered, That Mr *David Mason* have Leave to be absent from the Service of this House, till *Wednesday* Sevensnight.

Ordered, That Leave be given to bring in a *Bill* for the more speedy and easy Administration of Justice; and that Mr *Edmund Pendleton*, Mr *Bland*, Mr *Henry Lee*, Mr *Harrison*, Mr *Treasurer*, Mr *Joseph Jones*, Mr *Fleming*, Mr *Carr*, Mr *Holt*, Mr *Dandridge*, Mr *White*, Mr *Carrington*, and Mr *Digges*, do prepare and bring in the same.

Ordered, That Mr *Henry Lee*, Mr *Wilson*, and Mr *Marshall* be added to the Committee for Religion, and to the Committee of Propositions and Grievances.

Ordered, That Mr *Henry Lee* be added to the Committee of Privileges and Elections.

Ordered, That Mr *Scott*, Mr *Bowyer*, Mr *Joseph Cabell*, and Mr *Macdowel* be added to the Committee of Public Claims.

And then the House adjourned till Tomorrow Morning eleven of the Clock.

Tuesday, the 25th of February, 12 George III. 1772.

MR *Treasurer* presented to the House, according to Order, a *Bill* for cutting a navigable Canal from *Archer's Hope* Creek to *Queen's* Creek, through the City of *Williamsburg*; and the same was received, and read the first Time.

Resolved, That the *Bill* be read a second Time.

Mr *Richard Henry Lee* presented to the House, according to Order, a *Bill* for further continuing and amending the Act, intituled *An Act for increasing the Reward for killing Wolves within certain Counties, to be paid by the respective Counties wherein the Services shall be performed*; and the same was received, and read the first Time.

Resolved, That the *Bill* be read a second Time.

Mr *Richard Henry Lee* presented to the House, according to Order, a *Bill* for continuing the Act, intituled *An Act for reimbursing the Inhabitants of King William and Hanover Counties the Expence of clearing Pamunkey River*; and the same was received, and read the first Time.

Resolved, That the *Bill* be read a second Time.

Ordered, That Mr *William Cabell* have Leave to be absent from the Service of this House for a Fortnight.

Mr

¹ Hening, V. p. 408.

² Ibid, VIII, p. 147.

³ Ibid, VIII, p. 407.

Mr *Bland* reported, from the Committee of Propofitions and Grievances, to whom feveral Petitions were referred, that the Committee had examined the Matters of the faid Petitions, and had come to feveral Refolutions thereupon, which they had directed him to report to the Houfe; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Refolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the petition of the Inhabitants of the County of *Mecklenburg*, praying that the Importation of Tobacco from *North Carolina* to this Colony may be prohibited, or reſtrained, be rejected.

Resolved, That it is the Opinion of this Committee, that the petition of divers Freeholders and Inhabitants of *Lunenburg* County, praying that a Duty may be impoſed upon Tobacco brought into this Colony from *Carolina*, and that the Value of Gold and Silver may be raiſed, be rejected.

Resolved, That it is the Opinion of this Committee, that ſo much of the Petition of the Freeholders and Inhabitants of *Lunenburg* County, as prays a Repeal of that Part of the Act for amending the Staple of Tobacco, and for preventing Frauds in his Majeſty's Cuſtoms, which allows the Purchaſers of Tobacco to have the ſame reviewed, be rejected.

Resolved, That it is the Opinion of this Committee, that the Reſidue of the ſaid Petition, praying that the Owners of Tobacco, unjuſtly, reſuſed may have a Review, as well as the Purchaſer, is reaſonable.

The two *firſt* Refolutions of the Committee being read a ſecond Time, were, upon the Queſtion ſeverally put thereupon, agreed to by the Houfe.

The *third* Refolution of the Committee being read a ſecond Time;

And the *Queſtion* being put that the Houfe doth agree with the Committee in the ſaid Refolution;

It paſſed in the Negative.

Resolved, That ſo much of the Petition of the Freeholders and Inhabitants of *Lunenburg* County, as prays a Repeal of that Part of the Act for amending the Staple of Tobacco, and for preventing Frauds in his Majeſty's Cuſtoms, which allows the Purchaſers of Tobacco to have the ſame reviewed, is reaſonable.

Ordered, That the ſaid Refolution do lie upon the Table.

The ſubſequent *Refolution* of the Committee being read a ſecond Time;

And the *Queſtion* being put that the Houfe doth agree with the Committee in the ſaid Refolution;

It paſſed in the Negative.

Resolved, That the Reſidue of the ſaid Petition, praying that the Owners of Tobacco, unjuſtly reſuſed, may have a Review as well as the Purchaſer, be rejected.

Mr *Treaſurer* reported, from the Committee for Religion, to whom feveral Petitions were referred, that the Committee had examined the Matters of the ſaid Petitions, and had come to feveral Refolutions thereupon, which they had directed him to report to the Houfe; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Refolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the Petitions of fundry Inhabitants of the Counties of *Lunenburg*, *Mecklenburg*, *Suffex*, and *Amelia*, of the Society of Chriſtians called *Baptiſts*, praying that they may be treated with the ſame kind Indulgence, in religious Matters, as Quakers, Preſbyterians, and other Proteſtant Diſſenters enjoy, ſo far as they relate to allowing the petitioners the ſame Toleration, in Matters of Religion, as is enjoyed by his Majeſty's diſſenting Proteſtant Subjects of *Great-Britain*, under different Acts of Parliament, is reaſonable.

Resolved, That it is the Opinion of this Committee, that the Petition of the Veſtry of *Frederick* Pariſh, in the County of *Frederick*, praying that Commiſſioners may be appointed to aſcertain the preſent Value of a Church and two Chapels in the ſaid Petition mentioned, and that the ſaid Pariſh of *Frederick* may not be charged with more than a Proportion of the Sum the Church exceeds the two Chapels in Value, is reaſonable.

The

The said *Resolutions* being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That a Bill or Bills be brought in pursuant to the said Resolutions; and that the Committee for Religion do prepare and bring in the same.

Mr *Bland* reported, from the Committee of Propositions and Grievances, to whom the Petition of *Cornelius Thomas*, praying that so much of the Act of General Assembly, made in the fifth Year of the Reign of his present Majesty, as established a Ferry over the *Fluvanna* River, from the Land of the Petitioner, in the County of *Amherst*, to the Land of *Nicholas Davies*, in the County of *Bedford*, may be repealed, was referred, that the Committee had examined the Matter of the said petition, and had come to a Resolution thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolution of the Committee was read, and is as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the said Petition is reasonable.

The said *Resolution* being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Ordered, That a Bill be brought in pursuant to the said Resolution; and that the Committee of Propositions and Grievances do prepare and bring in the same.

The *Order* of the Day being read;

Resolved, That this House will, Tomorrow, resolve itself into a Committee of the whole House, to take into their further Consideration the Governor's Speech.

⁸⁹ *Ordered*, That Leave be given to bring in a Bill for establishing a Town on the Land adjoining to the Court-House of *Botetourt* County; and that Mr *Edmund Pendleton*, and Mr *Bowyer*, do prepare and bring in the same.

Ordered, That it be an Instruction to the Committee for Religion, that they do inquire into the State of the established Religion in this Colony, and Report the same, as it shall appear to them, to the House.

Ordered, That Mr *Bowyer* be added to the Committee for Religion.

Mr *Eyre* presented to the House, according to Order, a Bill to repeal Part of an Act, passed in the thirty-second Year of the Reign of King *Charles* the Second, intituled *An Act of free and general Pardon, Indemnity, and Oblivion*; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Ordered, That Leave be given to bring in a Bill for better regulating the Election of Vestries; and that Mr *Henry Lee*, and Mr *Richard Henry Lee*, do prepare and bring in the same.

A *Petition* of *Daniel Hamlin* was presented to the House, and read; setting forth, that his Negro Man Slave *Parriot*, having attempted to Murder his Mistress, and dangerously wounded her, ran away, and was outlawed, and afterwards killed himself; and praying the House to make him a reasonable Satisfaction for the said Slave.

Ordered, That the said petition be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

And then the House adjourned till Tomorrow Morning eleven of the Clock.

Wednesday, the 26th of February, 12 George III. 1772.

Mr *Richard Henry Lee* presented to the House, according to Order, a Bill for vesting in Trustees certain Lands, whereof *William Booth*, Gentleman, and *Elizabeth* his Wife, are seized in Fee Tail, to be sold, and for laying out the Money arising from the Sale in purchasing other Lands, to be settled to the same Uses; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

A *Petition* of the Magistrates and several Persons of the County of *Surry*, and of several Persons of the Town of *Cobham*, and others, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that, in Pursuance of an Act of General Assembly, made in the third Year of the Reign of King *William* and Queen *Mary*, intituled *An Act for Ports*, fifty Acres of Land, on the lower Side of *Gray's Creek*, were purchased by the said County, and vested in Trustees, and laid off into Lots for a Town, called *Cobham*, and that Persons have bought, and entered for and made Improvements upon many of the said Lots; but their Titles are disputed, it being doubtful whether the Trustees under whom they Claim, having been appointed by the Court of the said County to succeed such as removed, or were disabled by Age and Infirmary to execute the Office, had Power to Act; and praying that such Titles may be confirmed, upon reimbursing the County due Proportions of the Purchase Money; that the Lots undisposed of may be vested in Trustees for the Purposes and under the Conditions mentioned in the said Act; and that such Trustees may be empowered to perpetuate their Succession, and to make Orders for the regular building the Houses, and for repairing the Streets of the said Town; and moreover praying that it may not be lawful to erect or to continue Wooden Chimnies, or to keep Swine going at large in the said Town, and that a Ferry may be established from thence, instead of *Crouche's Creek* to *Jamestown*.

Ordered, That the said petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Mr Edmund Pendleton reported from the Committee, to whom the Bill, to enable *Henrietta Marmillo* to sell and dispose of the Estate devised to her by her Brother, *Nathaniel Walthoe*, Esquire, deceased, notwithstanding her Coverture, was committed, that the Committee had examined the Allegations of the Bill and found the same to be true; and that the Committee had directed him to report the Bill to the House, without any Amendment; and he delivered the Bill in at the Clerk's Table.

Ordered, That the Bill be engrossed.

Ordered, That *Mr Richard Henry Lee*, *Mr Francis Lightfoot Lee*, *Mr Lewis Burwell*, of *James City*, *Mr Nelson*, *Mr Fitzhugh*, and *Mr Cary* be added to the Gentlemen, who were appointed to prepare, and bring in a Bill, for the more speedy and easy Administration of Justice.

Ordered, That *Mr Fitzhugh* and *Mr Joseph Jones* be added to the Committee for Religion.

A *Petition* of the Vestrymen of the Parish of *Saint Martin*, in the Counties of *Hanover* and *Louisa*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that the Inhabitants of the said Parish are desirous of choosing Vestrymen; and therefore praying, that an Act may pass to empower them to do so.

Ordered, That Leave be given to bring in a Bill pursuant to the Prayer of the said Petition; and that *Mr Carr* do prepare, and bring in the same.

Mr Harrison presented to the House, according to Order, a Bill, to continue an Act, intituled *An Act to continue and amend an Act, intituled An Act for reducing the several Acts made for laying a Duty upon Liquors into one Act*; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Mr Harrison presented to the House, according to Order, a Bill, to continue an Act, intituled *An Act for establishing Pilots, and regulating their Fees*; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

A *Petition* of *Robert Ruffin* was presented to the House, and read; setting forth, that the Petitioner, at great Trouble and Expence, hath reclaimed a large Marsh, through which a Causeway leads to his Ferry; and that he is apprehensive of considerable Damage from Hogs, whose Access to his said Marsh cannot be prevented without expensive Inclosures; and therefore praying, that he may be permitted to construct a Gate on his high Land, contiguous to his said Marsh, for Travellers to pass through to the said Ferry.

Ordered

¹ Hening, III, p. 53.

² Ibid, VIII, p. 335.

³ Ibid, VII, p. 580.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition* of several Persons of the Parish of *Southam*, in the County of *Cumberland*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that the said Parish is large, and the Tithables therein numerous; and therefore praying, that the same may be divided, by a Line, beginning at the Mouth of *Muddy Creek*, on *James River*, and running to *Swan's Road*, at *Roberts's Race Ground*, and along *Swan's Road* to *Buckingham Road*, and from thence to the Mouth of *Swan's Creek* on *Appomattox River*, or by some other convenient Line, that will leave an equal Number of Tithables in each Parish.

Ordered, That the said petition be referred to the Consideration of the Committee for Religion; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Resolved, That the Sum of twenty-five Pounds *per Annum* be paid to *Peter Pelham* for his Salary as Organist, to continue till the End of the next Session of General Assembly.

Ordered, That Mr *Nelson* do carry the Resolution to the Council, and desire their Concurrence.

A *Petition* of *Jacob Micheaux*, of the County of *Cumberland*, was presented to the House, and read; setting forth, that the Petitioner's Fences, by which he made a Lane through his Plantation, in the said County, to *Micheaux's Ferry*, had been lately carried away by the great Fresh, and that the Petitioner has very little Timber to renew the said Fences; and therefore praying, that an Act may pass, empowering him to erect and keep a Gate across the Road to the said Ferry.

Ordered, That the said petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

An engrossed *Bill*, for further continuing the Act, intituled *An Act for appointing a Treasurer*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be *An Act for further continuing the Act, intituled An Act for appointing a Treasurer*.

Ordered, That Mr *Richard Henry Lee* do carry the Bill to the Council, and desire their Concurrence.

An engrossed *Bill*, to revive the Act, intituled *An Act for giving a Salary to the Speaker of the House of Burgeses*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act, to revive the Act, intituled an Act for giving a Salary to the Speaker of the House of Burgeses*.

Ordered, That Mr *Richard Henry Lee* do carry the Bill to the Council, and desire their Concurrence.

Mr *Treasurer* presented to the House, from the Court of Directors of the Hospital for the Reception of Ideots, Lunatics, and persons of insane and disordered minds, a Plan of the said Hospital, together with the Articles of Agreement, for building the same, between *Benjamin Powell*, of the one Part, and the said Court of Directors, of the other Part.

Ordered, That the said Plan and Articles of Agreement be referred to the Consideration of the Committee of the whole House, to whom it is referred to consider of the Memorial of the Court of Directors of the Public Hospital, for Persons of insane and disordered Minds.

A *Petition* of *John Taliaferro* was presented to the House, and read; setting forth, that the Place called *Hackley's*, belonging to the Petitioner, in the County of *King George*, is very convenient for a Ferry; and therefore praying, that the Ferry, which was formerly kept from thence, over *Rappahannock River*, to the Land of the Honourable *Richard Corbin*, Esquire, in the County of *Caroline*, may be re-established.

Ordered

¹ Hening, VIII, p. 211.

² Ibid, VIII, p. 588.

³ Ibid, VIII, p. 394.

⁴ Ibid, VIII, p. 587.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition* of *William Bruce*, and *David Bronaugh*, Inspectors of Tobacco at *Morton's* Warehouses, in the County of *King George*, was presented to the House, and read; setting forth, that, in the Year 1770, the Petitioners lost out of the said Warehouses, without any Neglect or other Default in them, one thousand Eight hundred and forty-eight Pounds of Tobacco, for Part of which they have been obliged to pay after the Rate of twenty-five Shillings, and for the Residue after the Rate of twenty-two Shillings and six Pence, *per* Hundred; and therefore praying the House to make them such Allowance for the same as shall appear just.

Ordered, That the said Petition be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition* of *William Bruce* and *William Harrison*, Inspectors of Tobacco at *Gibson's* and *Morton's* Warehouses, in the County of *King George*, was presented to the House, and read; setting forth, that, in the Year 1771, the Petitioners lost out of the said Warehouses three thousand one hundred and forty Pounds of Tobacco, which they believe to have been stolen; and further setting forth, that, in the Month of *May* last, twenty eight Hogshheads of Tobacco, in the Houses at *Morton's* were so damaged by heavy Rains, whilst the Petitioners attended at *Gibson's*, that fifteen hundred and sixty-eight Pounds of Tobacco were destroyed; and that the Owners of Part of the said Tobacco have refused to receive it, and one of them hath brought an Action against the Petitioners, and therefore praying Relief.

Ordered, That the said Petition be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and Report the same, with their Opinion thereupon, to the House.

Ordered, That the Order of the Day, for the House to resolve itself into a Committee of the whole House, to take into their further Consideration the Governor's Speech, be now read.

And the said *Order* being read accordingly;

The House resolved itself into the said Committee.

Mr Speaker left the Chair.

Mr Bland took the Chair of the Committee.

Mr Speaker resumed the Chair.

Mr Bland reported from the Committee, that they had gone through the Matters referred to them, and had come to several Resolutions thereupon, which he read in his Place, and afterwards delivered in at the Clerk's Table, where the same were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that a Committee be appointed to view the Lands on both Sides of *James River* from *Westham*, to the navigable Water below the Falls; and that they make an exact Survey of the said Lands, and return a Plan thereof, with an Estimate of the Expence of making a navigable Canal, for the Passage of Boats, through the same, to the next General Assembly.

Resolved, That it is the Opinion of this Committee, that to remove the Seat of Government, to a Place more central and convenient to the People, will be a great Ease and Relief to them, in Point of Expence and Trouble, and be a Means of saving much Labour that may be otherwise usefully employed, in increasing the Riches and Commerce of the Colony, and therefore will be a Public Benefit.

Resolved, That this Committee doth willingly concur with the Lower House of Assembly of *Maryland* in the Expediency of building a Light-House on *Cape Henry*, in this Colony; and it is the Opinion of this Committee, that Commissioners be appointed to proceed to erect such Light-House as soon as the Assembly of *Maryland* shall pass an Act, of the same Import with the Act to be passed by the General Assembly of this Colony, for that Purpose.

Resolved

Resolved, That it is the Opinion of this Committee, that a Sum, not exceeding six thousand Pounds, be paid, by the Treafurer of this Colony, to the faid Commiffioners, to enable them to carry on the faid Building; and that a Duty be laid on the Tonnage of all Ships, and other Veffels, coming into this Colony, other than from *Maryland*, to repay fo much as fhall be expended in erecting the faid Light-Houfe, and to provide a proper Fund for lighting and fupporting the fame.

43 The *firft* Refolution being read a fecond Time, was, upon the Queftion put thereupon, agreed to by the Houfe.

The *fecond* Refolution being read a fecond Time;

And the *Queftion* being put that the Houfe doth agree with the Committee in the faid Refolution;

The Houfe divided.

The *Noes* went forth.

Teller for the *Yeas* M^r *Nelson*

34

Teller for the *Noes* M^r *Edmund Pendleton*

25

So it was refolved in the Affirmative.

The fubfequent *Refolutions* of the Committee being feverally read a fecond Time, were, upon the Queftion feverally put thereupon, agreed to by the Houfe.

Ordered, That a Bill or Bills be brought in purfuant to the *firft* and *fecond* Refolutions; and that the Committee of Propofitions and Grievances do prepare, and bring in the fame.

Ordered, That a Bill or Bills be brought in purfuant to the *third* and *fourth* Refolutions; and that the Committee of Trade do prepare, and bring in the fame.

The other *Order* of the Day being read;

Resolved, That this Houfe will, Tomorrow, refolve itfelf into a Committee of the whole Houfe, to confider of the Memorial of the Court of Directors for the Public Hofpital for Perfons of infane and difordered Minds.

A *Bill* to repeal Part of an Act, paffed in the thirty-fecond Year of the Reign of King *Charles* the Second, intituled *An Act of free and general Pardon, Indemnity, and Oblivion*, was read a fecond Time.

Ordered, That the Bill be engroffed.

A *Petition* of *John Hancock* and *Margaret* his Wife, was prefented to the Houfe, and read; fetting forth, that the faid *John* is feifed, in Fee Tail, of three hundred and feventy Acres of Land in the Parifh of *Dettingen* and County of *Prince William*, called the *Deep Hole Tract*, and is feifed in Fee Simple, in Right of his faid Wife, of four hundred and fifty Acres of Land, in the County of *Amherft*; and that it will be greatly to the Advantage of their Ifsue, and more to the Advantage of the Wife, who is confenting thereto, if the faid four hundred and fifty Acres of Land, with certain Slaves, be fettled in Lieu of the faid three hundred and feventy Acres; and therefore praying, that an Act may pafs for that Purpofe, and for vefting the laft mentioned Tract of Land in the faid *John Hancock* in Fee Simple.

Ordered, That Leave be given to bring in a Bill purfuant to the Prayer of the faid Petition; and that M^r *Henry Lee* do prepare, and bring in the fame.

A *Bill* to repeal one Clause of the Act of Affembly, intituled *An Act for fettling the Titles and Bounds of Lands, and for preventing unlawful hunting and ranging*, was read a fecond Time.

Ordered, That the Bill be engroffed.

Ordered, That the faid Bill be read the third Time, upon *Wednesday* next.

A *Petition* of feveral Perfons, of the County of *New Kent*, whofe Names are thereunto fubfcribed, was prefented to the Houfe, and read; fetting forth, that the Union of *Littlepage's* and *Waddy's* Infections is extremely inconvenient; and therefore praying that the fame may be feparated.

Ordered, That the faid Petition be referred to the Confideration of the Committee of Propofitions and Grievances; and that they do examine the Matter thereof, and report the

44

¹ Hening, II, p.458.

² Ibid, V. p. 408.

the same, with their Opinion thereupon, to the House.

A Bill for further continuing and amending the Act, intituled *An Act for increasing the Reward for killing Wolves, within certain Counties, to be paid by the respective Counties wherein the Services shall be performed*, was read a second Time.

Resolved, That the Bill be committed to the Committee of Propositions and Grievances.

A Bill for continuing the Act, intituled *An Act for reimbursing the Inhabitants of King William and Hanover Counties the Expence of clearing Pamunkey River*, was read a second Time.

Resolved, That the Bill be committed to Mr Edmund Pendleton, Mr Patrick Henry, Mr Smith, and Mr Aylett.

A Bill for cutting a navigable Canal from *Archer's Hope* Creek to *Queen's* Creek, through the City of *Williamsburg*, was read a second Time.

Resolved, That the Bill be committed.

Resolved, That the Bill be committed to a Committee of the whole House.

Resolved, That this House will, Tomorrow, resolve itself into a Committee of the whole House upon the said Bill.

And then the House adjourned till Tomorrow Morning, eleven of the Clock.

Thursday. the 27th of February. 12 George III. 1772.

A Member returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament, and repeated and subscribed the Test, took his Place in the House.

Mr Bland reported to the House, that the Governor, having been waited upon, pursuant to the Order of *Monday* last, to know his Pleasure, when he would be attended by this House, had been pleased to appoint to be attended Tomorrow, in the Council Chamber.

Ordered, That Leave be given to bring in a Bill, to amend and explain an Act, intituled *An Act concerning Water Mills*; and that the Committee of Propositions and Grievances do prepare, and bring in the same.

Mr Treasurer presented to the House, according to Order, a Bill for extending the Benefit of the several Acts of Toleration to his Majesty's Protestant Subjects, in this Colony, dissenting from the Church of *England*; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

A Petition of several Freeholders and Inhabitants of the Parish of *Dale*, in the County of *Chesterfield*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that there is no other Parish in the said County, and that there are four Churches, and more than three thousand Tithables in it; and praying that the said Parish may be divided into two Parishes, by *Falling* Creek, from the Mouth thereof to *Col. Cary's* Mill-Dam, thence by the Road to the Bridge over *Swift* Creek, near the Court-House, and thence by the said Road to the Mouth of *Winterpock* Creek.

Ordered, That the said Petition be referred to the Consideration of the Committee for Religion; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A Petition of *William Rind*, Printer, was presented to the House, and read; setting forth, that his Salary, as Printer to the Public, will expire at the End of this Session of Assembly; and therefore praying, that the same may be further continued.

Resolved, That the Sum of four hundred and fifty Pounds *per Annum*, be allowed to *William Rind*, Printer, to continue to the End of the next Session of General Assembly, as a full Consideration for printing the Journal of the House of Burgesses, and the Laws of each Session, and sending as many Copies of the Laws to the County

Court

¹ Hening, VIII, p. 147.

² Ibid, VIII, p. 407.

³ Ibid, VI, p. 55.

Court Clerks, as there are acting Justices in the Commission, in each respective County, and one other, which is to be Half Bound, for the Use of the Court, and ten to the Clerks of the Courts of Huftings, in the City of *Williamsburg*, and Borough of *Norfolk*, and printing Inspectors Receipts, and Books, Proclamations, and Public Advertisements.

Ordered, That M^r *Richard Henry Lee* do carry the Resolution to the Council, and desire their Concurrence.

Ordered, That M^r *Riddick* be added to the Gentlemen, who were appointed to prepare, and bring in a Bill for the more speedy and easy Administration of Justice.

Ordered, That M^r *Moore* be added to the Committee of Propositions and Grievances.

M^r *Edmund Pendleton* reported from the Committee of *Privileges and Elections*, to whom the Petition of several Freeholders of the County of *Henrico*, complaining of an undue Election and Return of Members to serve in this present General Assembly for the said County, was referred, that the Committee had further examined the Matter of the said Petition, and had directed him to report the same, together with the Resolution of the Committee thereupon, to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, *viz.*

It appears to your *Committee*, that M^r *George Cox* was appointed Sheriff of the said County by Commission, dated the 28th of *October*, 1769, and was sworn into Office on the 6th of *November* following; that the Writ for the last Election of Burgeffes for the said County came to the Hands of the said *George Cox*, on the 4th Day of *November*, 1771, who, on the same Day, appointed the Election to be made on the 29th of the same Month, and sent Copies of the Writ and Appointment to the Readers of the several Churches (the Minister being out of the Parish) who published the same on the *Sunday* following; that there being no Court held for the said County in the said Month of *November*, to qualify the succeeding Sheriff, and it being supposed that the said *Cox* could not make the Election on the Day appointed, as his two Years would expire before that Time, M^r *Cox*, by Advice of others, and Consent of all of the declared Candidates, on the 17th of *November*, altered the Day of Election to the 6th of *December*, with a View that the succeeding Sheriff might, in the mean Time, be qualified, and take the Election, Notice of which Alteration was published in each Church in the County; that on the 2nd Day of *December*, M^r *Wilkinson*, the succeeding Sheriff, was duly sworn into Office, and proceeded to the Election on the 6th, having first procured the Consent of all the Candidates present, that he might so proceed; that M^r *Adams*, and M^r *Randolph*, upon the Poll, taken in a fair and usual Manner, had the greatest Number of Votes, and were returned as duly elected. It appears to the Committee, that many Freeholders were absent on the Day of Election, but that it was more probably occasioned by the Badness of the Weather than the Want of Notice of the Day last appointed.

Whereupon the *Committee* came to the following Resolution:

Resolved, That it is the Opinion of this Committee, that the said M^r *Adams*, and M^r *Randolph*, are not duly elected to serve as Burgeffes in this present General Assembly for the said County of *Henrico*.

The said *Resolution*, being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Ordered, That an Address be made to the Governor, to order a new Writ to issue for the electing of Burgeffes to serve in this present General Assembly for the County of *Henrico*, in the Room of M^r *Richard Adams* and M^r *Richard Randolph*, whose Election was illegal; and that M^r *Cary* do wait upon his Excellency with the said Address.

Ordered, That the Committee of *Privileges and Elections*, to whom the Petition of M^r *Samuel DuVal*, praying that the Poll taken at the Election of Burgeffes to serve in this present General Assembly for the County of *Henrico*, may be examined, and that the Petitioner may be declared duly elected a Burgeffes for the said County, was referred, be discharged from proceeding upon the said Petition.

And the said *Petition* was, by Leave of the House, withdrawn.

A *Bill* to prevent Hogs and Goats going at large in the Town of *Suffolk* was read a second Time. 46

Ordered, That the *Bill* be engrossed.

Ordered, That Mr *Watkins* have Leave to be absent from the Service of this House till Tomorrow Sevensnight.

Ordered, That Mr *Edmund Pendleton* have Leave to be absent from the Service of this House till *Thursday* next.

Mr *Cary* reported from the Committee of Public Claims, to whom the petition of *Daniel Hamlin* was referred, that the Committee had examined the Matter of the said Petition, and had directed him to report the same, together with the Resolution of the Committee thereupon, to the House, and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, *viz.*

It appears to your *Committee*, by the Depositions of *Miller Woodson*, and *Daniel Hamlin*, jun. that they, the said Deponents, were, about the 6th of *October*, 1770, at the House of *Daniel Hamlin*, the Petitioner, and saw the Wife of the said Petitioner lying on a Bed, who appeared to be in great Distress, her Head and Arm being much bruised, and very bloody, who informed them that it was occasioned by a Negro, known by the Name of *Parriot*, the Property of her Husband; that, from the appearance of the Wound, together with the Description she gave of the Weapon with which it was made, they, the said Deponents, suspected the said Negro had attempted to murder her; that about the 20th of *February* following, they, the said Deponents, being again at the House of the Petitioner, were conducted, by one of the Family, to a Place in the Woods, a small Distance from the House, where, it was supposed, the said Negro *Parriot* had hanged himself; that they there saw a human Scull, with several other Members of the Body, which they supposed were the Remains of the said Negro *Parriot*; that at the place where the Bones were found the said Deponent *Daniel* saw some wearing Apparel, which he well knew belonged to the said Negro *Parriot*; and further, that he discovered the said Negro not till after he was duly outlawed, and believed the said Outlawry was made before he was known by his Master's Family to be dead.

It further appears to your *Committee*, by the Depositions of *Henry Hamlin*, and *Thomas Roberts*, that about the 6th of *October*, 1770, they, the said Deponents, being sent for, came to the House of the Petitioner, and saw his Wife much wounded on her Head, and one of her Arms broke; that they were informed by the Petitioner, that he saw his Negro *Parriot* wound his said Wife, and immediately run away; and that he has not since been heard of but from the Supposition of his having hanged himself.

It further appears to your *Committee*, by the Depositions of *John Rowlett*, and *Stephen Neal*, that they, the said Deponents, were, in the Month of *February* last, sent for by the Petitioner to see a Negro of his who had hanged himself; that at the Place where it was supposed he was hanged, they saw the Bones and Cloathing of a Person whom, from the said Cloathing they believed to be the Slave that they heard outlawed at Church, as a Runaway, belonging to the Petitioner.

Whereupon the *Committee* came to the following Resolution:

Resolved, That it is the Opinion of this Committee, that the said petition be rejected.

The said *Resolution*, being read a second Time, was, upon the Question put thereupon, agreed to by the House.

The House, according to Order, resolved itself into a Committee of the whole House, to consider of the Memorial of the Court of Directors, for the Public Hospital, for Persons of insane and disordered Minds.

Mr *Speaker* left the Chair.

Mr *Bland* took the Chair of the Committee.

Mr *Speaker* resumed the Chair.

Mr *Bland* reported from the Committee, that they had come to a Resolution, which they had directed him to report to the House; and he read the Report in his Place,
and

and afterwards delivered it in at the Clerk's Table; where the Resolution of the Committee was read, and is as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that a Sum of Money, not exceeding eight hundred Pounds, be paid by the Treafurer, upon the Governor's Warrant, to the Court of Directors of the Hofpital for Ideots, Lunatics, and Perfons of infane and difordered Minds, to be by them laid out in finishing the faid Hofpital, and making proper Inclofures for the Patients to walk, and take the Air in.

The faid *Resolution*, being read a fecond Time, was, upon the Queftion put thereupon, agreed to by the Houfe.

Ordered, That a Bill be brought in purfuant to the faid Resolution; and that the Committee of Propofitions and Grievances do prepare, and bring in the fame.

An engroffed *Bill*, to enable *Henrietta Marmillod* to fell and difpofe of the Eftate devifed to her by her Brother, *Nathaniel Walthoe*, Efquire, deceafed, notwithstanding her Coverture, was read the third Time.

Resolved, That the Bill do pafs; and that the Title be *An Act to enable Henrietta Marmillod to fell and difpofe of the Eftate devifed to her by her Brother, Nathaniel Walthoe, Efquire, deceafed, notwithstanding her Coverture.*

Ordered, That Mr *Richard Henry Lee* do carry the Bill to the Council, and defire their Concurrence.

A *Bill* for extending the Benefit of the feveral Acts of Toleration to his Majefty's Proteftant Subjects in this Colony, diffenting from the Church of *England*, was read a fecond Time.

Resolved, That the Bill be committed to the Committee for Religion.

A *Bill* to continue an Act, intituled *An Act to continue and amend an Act, intituled An Act for reducing the feveral Acts, made for laying a Duty upon Liquors, into one Act*, was read a fecond Time.

Resolved, That the Bill be committed to the Committee of Trade.

The other *Order* of the Day being read;

The Houfe refolved itfelf into a Committee of the whole Houfe, upon the Bill for cutting a navigable Canal from *Archer's Hope* Creek to *Queen's* Creek, through the City of *Williamsburg*.

Mr *Speaker* left the Chair.

Mr *Bland* took the Chair of the Committee.

Mr *Speaker* refumed the Chair.

Mr *Bland* reported from the Committee, that they had gone through the Bill, and made an Amendment thereunto; which they had directed him to report to the Houfe; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendment, in at the Clerk's Table; where the Amendment was twice read, and, upon the Queftion put thereupon, was agreed to by the Houfe.

Ordered, That the Bill, with the Amendment, be engroffed.

Mr *Bland* reported from the Committee of Propofitions and Grievances, that the Committee had examined the Matter of feveral Petitions to them referred, and had come to feveral Resolutions thereupon, which they had directed him to Report to the Houfe; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table, where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the petitions of the Inhabitants of the Town of *Wincheſter*, and County of *Frederick*, praying that the faid County may be divided into three Counties, are reasonable.

Resolved, That it is the Opinion of this Committee, that the Petitions of the Inhabitants of the Parifh of *Beckford*, in the County of *Frederick*, praying that the faid County may be divided into two Counties, be rejected.

The faid *Resolutions*, being feverally read a fecond Time, were, upon the Queftion feverally put thereupon, agreed to by the Houfe.

Ordered

¹ Hening, VIII, p. 627. ² Ibid, VIII, p. 335.

Ordered, That a Bill be brought in pursuant to the *first* Resolution; and that the Committee of Propositions and Grievances do prepare, and bring in the same.

And then the House adjourned till Tomorrow Morning eleven of the Clock.

Friday, the 28th of February, 12 George III. 1772.

M^R *Bland*, from the Committee of Correspondence, presented to the House, pursuant to their Order, the Letters which have passed between *Edward Montagu*, Esquire, late Agent for this Colony, and the said Committee, since the 1st Day of *November*, in the Year of our Lord 1769.

Ordered, That the said Letters do lie upon the Table, to be perused by the Members of the House.

Ordered, That M^r *Le Grand* have Leave to be absent from the Service of this House for a Fortnight.

M^r *Bland* reported, from the Committee of propositions and Grievances, that the Committee had examined the Matters of several petitions, to them referred, and had come to several Resolutions thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table, where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the petition of *Robert Ruffin*, praying that he may be empowered by Law to erect a Gate across the Public Road leading to the said *Ruffin's* Ferry, is reasonable.

Resolved, That it is the Opinion of this Committee, that the petition of *Jacob Micheaux*, praying that he may be empowered by Law to erect a Gate across the public Road leading to the said *Micheaux's* Ferry, is reasonable.

The said *Resolutions*, being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That a Bill or Bills be brought in pursuant to the said Resolutions, and that the Committee of Propositions and Grievances do prepare, and bring in the same.

Ordered, That it be an Instruction to the said Committee, that they have Power to receive a Clause or Clauses, to enable *Richard Bland*, Esq; to erect a Gate or Gates upon the main Road leading through his Land, upon *Bennet's* Creek, in the County of *Nansemond*.

A Claim of *Henry Riddick*, late Sheriff of the County of *Nansemond*, for three hundred and sixty Pounds of Tobacco, which were levied on *John Arrington*, and *John Stockdale*, but which he never received, the Debtors having removed to *Carolina*, and left no Estate in this Colony to satisfy the same, was presented to the House, and read.

Ordered, That it be an Instruction to the Committee of Public Claims, that they do allow the said Claim in the Book of Public Claims.

M^r *Bland* reported from the Committee to whom the Bill for further continuing and amending the Act, intituled *An Act for increasing the Reward for killing Wolves within certain Counties, to be paid by the respective Counties wherein the Services shall be performed*, was committed, that the Committee had directed him to report the Bill to the House, without any Amendment; and he delivered the Bill in at the Clerk's Table,

Ordered, That the Bill be engrossed.

An engrossed *Bill* to repeal Part of an Act, passed in the thirty-second Year, of the Reign of King *Charles* the Second, intituled *An Act of free and general Pardon Indemnity, and Oblivion*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act to repeal Part of an Act, passed in the thirty-second Year of the Reign of King Charles the Second, intituled An Act of free and general Pardon, Indemnity, and Oblivion.*

Ordered, That M^r *Eyre* do carry the Bill to the Council, and desire their Concurrence.

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¹ Hening, VIII, p. 147

Ibid II, p. 458.

³ Not recorded as a law.

A *Bill* to continue an Act, intituled *An Act¹ for establishing Pilots, and regulating their Fees*, was read a second Time.

Ordered, That the *Bill* be engrossed.

An engrossed *Bill* to prevent Hogs and Goats going at large in the Town of *Suffolk*, was read the third Time.

Resolved, That the *Bill* do pass; and that the Title be, *An Act² to prevent Hogs and Goats going at large in the Town of Suffolk*.

Ordered, That Mr *Riddick* do carry the *Bill* to the Council, and desire their Concurrence.

An engrossed *Bill* for cutting a navigable Canal from *Archer's Hope* Creek to *Queen's* Creek, through the City of *Williamsburg*, was read the third Time.

Resolved, That the *Bill* do pass; and that the Title be, *An Act³ for cutting a navigable Canal from Archer's Hope Creek to Queen's Creek, through the City of Williamsburg*.

Ordered, That Mr *Treasurer* do carry the *Bill* to the Council, and desire their Concurrence.

Ordered, That Mr *Carr* have Leave to be absent from the Service of this House till *Monday* Sevensight.

A *Petition* of several Persons of the County of *King & Queen*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that the Petitioners suffer great Inconvenience by the Discontinuance of the Tobacco Inspection at *Walkerton*, and humbly proposing that so much of the Act of General Assembly as discontinued the said Inspection may be repealed, and the Inspection revived.

Ordered, That the said petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition* of several Persons of the County of *King William*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that the petitioners suffer great Inconvenience by the Discontinuance of the Tobacco Inspection at *Waller's*, and humbly proposing that so much of the Act of General Assembly as discontinued the said Inspection may be repealed, and the Inspection revived.

Ordered, That the said petition be referred to the Consideration of the Committee of propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition* of *Robert King* was presented to the House, and read; setting forth, that the Petitioner is proprietor of the Land on which the *Piping Tree* Warehouse stands, and Keeper of a Public Ferry at the same Place, which is very convenient for an Ordinary, and that he is likewise one of the Inspectors of Tobacco at the said Warehouse; and further setting forth, that the Act of General Assembly, prohibiting Inspectors from keeping public Houses, is very detrimental to him, and therefore humbly praying that this Honourable House will take the particular Circumstances of his uncommon Case into their Consideration, and grant him such Relief therein as to them shall seem just.

Ordered, That the said Petition be referred to the Consideration of the Committee of propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition* of several Persons of the Parish of *St. John*, in the County of *King William*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that the Vestry of the said Parish are divided among themselves by Party Spirit, which prevents their Meetings, and interrupts their proceeding in the Affairs of the Parish, and that they are pursuing Measures detrimental to the Parishioners; and therefore praying that the said Vestry may be dissolved.

Ordered, That the said petition be referred to the Consideration of the Committee for Religion; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Several *Petitions* of the Freeholders and Inhabitants of the Counties of *King George* and

¹ Hening, VI, p. 490.

² Ibid, VIII, p. 620.

³ Ibid, VIII, p. 556.

and *Stafford* were presented to the House, and read; setting forth, that the said Counties, in their present Form, being long and narrow, are very inconvenient, which may be remedied, if the said Counties be divided by a Line running from *Potowmack* River to *Rappahannock* River; and therefore praying that the said Counties may be divided accordingly by a Line to be made by Commissioners. 50

Ordered, That the said Petitions be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition* of *Michael Robinson* and *John Steward*, Inspectors of Tobacco at *Royston's* Warehouse, was presented to the House, and read; setting forth, that the Petitioners have as much trouble in their Office, and Inspect nearly as much Tobacco, as the Inspectors at *Fredericksburg* Warehouse, and yet the Salaries of the Petitioners have been reduced ten Pounds; and therefore humbly praying, that they may have the same Allowance as they had formerly.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition* of *Daniel Kidd* was presented to the House, and read; setting forth, that, in the Year 1768, the Petitioner was summoned by the Sheriff of *Augusta* County, to attend at the Capitol in *Williamsburg*, as one of the Jury, upon the Trial of *Robert Macmahon*, a Criminal, but that the Sheriff having omitted to insert the Petitioner's Name in the Panel returned upon the *Venire Facias*, although he attended according to the Summons, he was not allowed for it; and therefore praying Relief.

Ordered, That the said petition be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Ordered, That *M^r Roane* have Leave to be absent from the Service of this House till this Day Sevensnight.

A *Claim* of *Edward Niblet*, for taking up a Runaway Slave, which had been presented at the last General Assembly, but was not allowed, because the Name of the Owner of the Slave was not known, was presented to the House, and read.

Ordered, That the said Claim be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Ordered, That Leave be given to bring in a Bill, to explain and amend an Act, intituled *An Act prescribing the Method of appointing Sheriffs, and for limiting the Time of their Continuance in Office, and directing their Duty therein*; and that the Committee of Propositions and Grievances do prepare, and bring in the same.

Ordered, That Leave be given to bring in a Bill, to amend an Act, intituled *An Act directing the Trial of Slaves committing capital Crimes, and for the more effectual punishing Conspiracies and Insurrections of them, and for the better Government of Negroes, Mulattoes, and Indians, bond or free*; and that the Committee of propositions and Grievances do prepare, and bring in the same.

A *Message* from the Governor by *M^r Blair*.

M^r Speaker,

The Governor is now ready to receive the Address of your House in the Council Chamber.

Accordingly *M^r Speaker*, with the House, went up; and, being returned, he reported, that the House had attended the Governor, with their Address, to which his Excellency was pleased to give this Answer.

M^r Speaker and Gentlemen of the House of Burgeffes, I am obliged to you for your polite Address; and as you are of Opinion that the Fees received by the Clerks of my Predecessors 51

cessors, for issuing public Commissions, were illegal, I will not only take Care that my Clerk shall not in future receive any, but also that he shall return those which he has received since my Arrival in this Colony.

Resolved, Nemine Contradicente, That the Sincere and grateful Thanks of this House be returned to his Excellency the Governor, for the kind and obliging Answer he was pleased to make to the Address of this House.

Ordered, That Mr Bland, Mr Harrison, Mr Treasurer, Mr Edmund Pendleton, Mr Cary, and Mr Richard Henry Lee, do wait upon his Excellency with the said Resolution.

And then the House adjourned till Tomorrow Morning eleven of the Clock.

Saturday. the 29th of February. 12 George III. 1772.

MR Cary reported from the Committee of Public Claims, to whom the Petition of William Bruce and William Harrison, Inspectors at Gibson's and Morton's Warehouses, in the County of King George, was referred, that the Committee had examined the Matter of the said Petition, and had directed him to report the same, as it appeared to them, together with the Resolutions of the Committee thereupon, to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, *viz.*

It appears to your *Committee*, that the House, in which two of the Hogheads of Tobacco that were lost had been deposited, were insufficient; that the other Hoghead was taken out of a sufficient House, with several more, for the purpose of coming at some particular Tobacco, which was wanted to be shipped off; that the Petitioners, not being able to replace them immediately, rolled them into an open House, where they remained a few Days, in which Time the said Hoghead of Tobacco was lost. It further appears to your Committee, that, by Means of a great Rain that fell in the Month of May last, the Water flowed into one of the said Warehouses, and partly damaged thirty-nine Hogheads of Tobacco, which lay next to the Ground; that the Petitioners uncafed the same, and separated the good Tobacco from the bad, and found the bad to be fifteen hundred and sixty-eight Pounds. It further appears to your Committee, that Robert Gilchrist, Proprietor of fourteen Hogheads, and Thomas Hodge, of seven Hogheads, being Part of the thirty-nine Hogheads of Tobacco damaged as aforesaid, have refused to receive the same, and that the said Gilchrist has commenced an Action at Law against the Petitioners for the Recovery of the said fourteen Hogheads, for which he paid at the Rate of twenty Shillings *Per Cent.* and that the said Hodge paid, for the seven Hogheads aforesaid, at the Rate of fourteen Shillings, Sterling, *per Cent.* and charges the Petitioners the Sums of eighteen Pence *per Hoghead*, for the Difference of Inspection, and three Shillings and six Pence, *per Hoghead*, Freight.

Whereupon the *Committee* came to the following Resolutions;

Resolved, That it is the Opinion of this Committee, that so much of the said petition, as relates to the Tobacco stolen out of the said Warehouses, be rejected.

Resolved, That it is the Opinion of this Committee, that so much of the said Petition, as relates to the damaged Tobacco, is reasonable; and that the Petitioners ought to be allowed for the same, at the Rate of eighteen Shillings *per Cent.* and the further Sum of four Pounds seventeen Shillings and six Pence for their Trouble, in uncafing and trimming the said thirty nine Hogheads of Tobacco, and securing the good that was saved.

The *first* Resolution of the Committee, being read a second Time, was, upon the Question put thereupon, agreed to by the House.

The subsequent *Resolution* of the Committee, being read a second Time;

Ordered, That the said Resolution be recommitted.

Ordered, That the said Resolution be recommitted to the said Committee to whom the Petition of the said William Bruce, and William Harrison, was referred.

Mr *Bland* presented to the House, according to Order, a Bill for further continuing the Acts for better regulating and disciplining the Militia; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

An engrossed *Bill* for further continuing and amending the Act, intituled *An Act for increasing the Reward for killing Wolves within certain Counties, to be paid by the respective Counties wherein the Services shall be performed*, was read the third Time. 52

Resolved, That the Bill do pass; and that the Title be, *An Act for further continuing and amending the Act, intituled An Act for increasing the Reward for killing Wolves within certain Counties, to be paid by the respective Counties wherein the Services shall be performed*.

Ordered, That Mr *Richard Henry Lee* do carry the Bill to the Council, and desire their Concurrence.

Ordered, That Mr *Smith*, and Mr *Edmondson*, have Leave to be absent from the Service of this House till *Monday* Sevensight.

Mr *Treasurer* reported from the Committee for Religion, to whom several Petitions were referred, that the Committee had examined the Matters of the said Petitions, and had come to several Resolutions thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz*.

Resolved, That it is the Opinion of this Committee, that the petition of fundry Inhabitants of the upper End of the Parish of *Southam*, in the County of *Cumberland*, praying a Division thereof, is reasonable.

Resolved, That it is the Opinion of this Committee, that the petition of the Freeholders and Inhabitants of *Dale* Parish, in the County of *Chesterfield*, praying a Division thereof, is reasonable.

The said *Resolutions* being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That a Bill or Bills be brought in, pursuant to the said Resolutions; and that the Committee for Religion do prepare, and bring in the same.

Ordered, That Mr *Eyre* have Leave to be absent from the Service of this House till *Thursday* next.

Mr *Bland* reported from the Committee of Propositions and Grievances, to whom the Petitions of the Inhabitants of the Counties of *King George* and *Stafford*, praying that a new Boundary Line between the said Counties may be made by Commissioners, were referred, that the Committee had examined the Matter of the said Petitions, and had come to a Resolution thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolution of the Committee was read, and is as followeth, *viz*.

Resolved, That it is the Opinion of this Committee, that the said Petitions are reasonable.

The said *Resolution* being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Ordered, That a Bill be brought in pursuant to the said Resolution; and that Mr *Alexander*, Mr *Joseph Jones*, Mr *Fitzhugh*, and Mr *Yelverton Peyton*, do prepare, and bring in the same.

Mr *Cary* reported from the Committee of Public Claims, to whom the Petition of *William Bruce*, and *David Bronaugh*, Inspectors at *Morton's* Warehouses, in the County of *King George*, was referred, that the Committee had examined the Matter of the said Petition, and had directed him to report the same, as it appeared to them, together with the Resolution of the Committee thereupon, to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, *viz*.

It appears to your Committee, that, at the Time the Tobacco was lost, as set forth in the said Petition, the said Warehouses were insufficient.

Whereupon

¹ Hening, VIII, p. 147.

² Ibid, VIII, p. 595.

Whereupon the *Committee* came to the following Resolution;

Resolved, That it is the Opinion of this Committee, that the said Petition be rejected.

The said *Resolution*, being read a second Time, was, upon the Question put thereupon, agreed to by the House.

58 M^r *Bland* presented to the House, according to Order, a Bill for further continuing the Act, intituled *An Act*¹ for reducing the several Acts of Assembly for making Provision against Invasions and Insurrections, into one Act; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

A Petition of *Ralph Gibbs, Joseph Laurence, Robert Laurence, Joseph Outland, Josiah Outland*, and *Robert Laurence, Junior*, of the Parish of *Suffolk*, in the County of *Nansemond*, was presented to the House, and read; setting forth, that the Petitioners reside in, and are the only Inhabitants of a Place, called *Roscow's Neck*, in an extreme Part of the said County, and that they are at a great distance from their County Court-House, and nearest Parish Church, and have no Passage to either of those Places, or indeed any other public Place, in their own County, without travelling several Miles through the County of *Isle of Wight*, and therefore humbly praying that the said Neck of Land may be added to the Parish of *Newport*, and County of *Isle of Wight*, to which the Petitioners are much more convenient.

Ordered, That Leave be given to bring in a Bill pursuant to the Prayer of the said Petition; and that M^r *Hardy* and M^r *Riddick* do prepare, and bring in the same.

M^r *Cary* reported from the Committee of Public Claims, to whom the petitions of several Persons were referred, that the Committee had examined the Matters of the said petitions, and had come to several Resolutions thereupon; which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that so much of the Petition of *Austin Hewlet*, surviving Inspector at *Waddy's Warehouse*, in *New Kent County*, as relates to the Tobacco stolen out of the said Warehouse, for which the petitioner has paid the Proprietor thereof, is reasonable; and that he ought to be reimbursed the Sum of three Pounds and fifteen Shillings for the same.

Resolved, That it is the Opinion of this Committee, that so much of the said petition, as relates to the Cofts expended by the petitioner, in defending a Suit commenced against him, for the Recovery of the Value of the said Tobacco, be rejected.

Resolved, That it is the Opinion of this Committee, that the Petition of *Daniel Kidd*, to be allowed for travelling to, and attending the General Court, as a Venire Man, on the Trial of *Robert Macmahon*, is reasonable; and that he ought to be allowed six hundred and fifty Pounds of Tobacco, for the same.

The said *Resolutions*, being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

M^r *Bland* presented to the House, according to Order, a Bill, for building a Bridge over the Western Branch of *Nansemond River*, by Subscription; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

An engrossed Bill, to continue an Act, intituled *An Act*² for establishing Pilots, and regulating their Fees, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act*³ to continue an Act, intituled *An Act* for establishing Pilots, and regulating their Fees.

Ordered, That M^r *Harrison* do carry the Bill to the Council, and desire their Concurrence.

And then the House adjourned till Monday Morning next, eleven of the Clock.

Monday

¹ Hening, VIII, p. 514.

² Ibid, VI, p. 490.

³ Ibid, VIII, p. 542.

Monday, the 2d of March, 12 George III. 1772.

SEVERAL other *Members* having taken the Oaths appointed to be taken by Act of Parliament, and repeated and subscribed the Test, took their Places in the House.

And then the House adjourned till Tomorrow Morning, eleven of the Clock.

Tuesday, the 3d of March, 12 George III. 1772.

SEVERAL other *Members*, having taken the Oaths, appointed to be taken by Act of Parliament, and repeated and subscribed the Test, took their Places in the House.

A *Petition* of *James Blackwell*, the younger, was presented to the House, and read; setting forth, that the Petitioner was seized, as Tenant in Fee Tail, of a Tract of Land, in *Blackwell's Neck*, in the County of *Hanover*, containing about five hundred Acres, and having no Slaves, hath been obliged to sell and dispose of the same for his Lifetime, and hath agreed to exchange the Reversion with *Carter Braxton*, of the County of *King William*, Esquire, for a Tract of Land, in the last mentioned County, containing two hundred and sixty Acres, and certain Negro Slaves; and therefore praying that an Act may pass to vest the Reversion of the said five hundred Acres of Land in the said *Carter Braxton*, and his Heirs, and to settle, in Lieu thereof, the said two hundred and sixty Acres, with the Slaves aforesaid, upon the petitioner, in Fee Tail.

Ordered, That Leave be given to bring in a Bill pursuant to the Prayer of the said Petition; and that Mr *Treasurer* do prepare, and bring in the same.

A *Petition* of *John Robinson*, late a Soldier in the *Virginia* Regiment, was presented to the House, and read; setting forth, that he had served six years in the said Regiment, and received several Wounds, which disabled him from Maintaining himself by his own Labour, and had been captivated by the Enemy; and that he had been prevented from applying to this House, with other Persons in his Circumstances, to whom their Bounty was extended, and therefore praying Relief.

Ordered, That the said Petition be referred to the Consideration of a Committee; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House;

And it is referred to Mr *Washington*, Mr *Henry Lee*, and Mr *Lewis*.

Ordered, That Leave be given to bring in a Bill to explain and amend an Act, intitled *An Act to oblige the Owners of Mills, Hedges, or Stops, on the Rivers therein mentioned, to make Openings or Slopes therein, for the Passage of Fish*; and that Mr *Marshall* do prepare, and bring in the same.

Mr *Henry Lee* presented to the House, according to Order, a Bill for better regulating the Election of Vestries; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Mr *Bland* presented to the House, according to Order, a Bill for further continuing the Acts for the more effectual keeping the public Roads and Bridges in Repair; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Ordered, That Mr *Washington* and Mr *Francis Peyton* be added to the Committee for Religion.

Ordered, That Mr *Washington* be added to the Committee of Privileges and Elections.

Ordered, That Mr *Tabb* and Mr *Washington* be added to the Committee of Propositions and Grievances.

Ordered, That Mr *Henry Pendleton*, Mr *Field*, Mr *Francis Peyton*, Mr *Stith*, Mr *Barbour*, and Mr *Burnley*, be added to the Committee for Courts of Justice.

Ordered, That Mr *Tabb* be added to the Committee of Trade.

Ordered

Ordered, That M^r Henry Pendleton, M^r Stith, M^r Field, M^r Barbour, and M^r Burnley, be added to the Committee of Public Claims.

56 M^r Bland presented to the House, according to Order, a Bill for dividing the County of Frederick into three distinct Counties; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

A Complaint being made to the House, that, in Breach of the Privilege of this House, Roger Gregory, of the County of King William, had caused one Holt Richeson to be arrested, at the Suit of the said Roger Gregory, whilst the said Holt Richeson was attending, as a Witness, in a Matter depending before the Committee for Religion;

Ordered, That it be referred to the Committee of Privileges and Elections, to examine the Matter of the said Complaint, and report the same, with their Opinion thereupon, to the House.

A Petition of David Vaughan, and William Dews, Inspectors of Tobacco at Gloucester Town Warehouse, was presented to the House, and read; setting forth, that in the Month of September, 1770, the said Warehouse was broke open, and four thousand Pounds Weight of Tobacco were stolen therefrom, without any Neglect or Default of the Petitioners, for the Value whereof they are answerable to the Owners; and therefore praying that that may be allowed for the said Tobacco by the Public.

Ordered, That the said petition be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A Message from the Council by M^r Blair.

M^r Speaker,

The Council have agreed to the Bill, intituled, An Act¹ to revive the Act, intituled An Act for giving a Salary to the Speaker of the House of Burgesses, *without any Amendment; and also*

The Council have agreed to the Bill, intituled An Act² for further continuing the Act, intituled An Act for appointing a Treasurer, *without any Amendment; and also,*

The Council have agreed to the Bill, intituled An Act³ for further continuing and amending the Act, intituled An Act for increasing the Reward for killing Wolves, within certain Counties, to be paid by the respective Counties, wherein the Services shall be performed, *without any Amendment; and also,*

The Council have agreed to the Bill, intituled An Act⁴ to enable Henrietta Marmillod to sell and dispose of the Estate devised her by her Brother Nathaniel Walthoe, Esq; deceased, notwithstanding her Coverture, *without any Amendment; and also,*

The Council have agreed to the Resolve for paying four hundred and fifty Pounds per Annum to William Rind, the Public Printer; and also,

The Council have agreed to the Bill, intituled An Act⁵ to prevent Hogs and Goats going at large in the Town of Suffolk, with an Amendment, to which Amendment the Council desire the Concurrence of this House.

And then the Messenger withdrew.

The House proceeded to take the said Amendment into Consideration.

And the said Amendment was read, and is as followeth, *viz.*

Line 8, after "Goat" insert "belonging to any of the Inhabitants of the said Town."

The said Amendment, being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Ordered, That M^r Riddick do carry the Bill to the Council, and acquaint them, that this House hath agreed to the Amendment made by them.

A Bill for vesting in Trustees certain Lands, whereof William Booth, Gentleman, and Elizabeth his Wife, are seized in Fee Tail, to be sold, and for laying out the Money arising

¹ Hening, VIII, p. 587.

² Ibid, VIII, p. 588

³ Ibid, VIII, p. 595.

⁴ Ibid, VIII, p. 627.

⁵ Ibid, VIII, p. 620.

arising from the Sale in purchasing other Lands, to be settled to the same Uses, was read 56
a second Time.

Resolved, That the Bill be committed to M^r *Richard Henry Lee*, M^r *Richard Lee*, M^r *Thornton*, M^r *Ball*, M^r *Robert Wormeley Carter*, M^r *Francis Lightfoot Lee*, M^r *Joseph Jones*, and M^r *Fitzhugh*.

Ordered, That M^r *Winn* be added to the Committee of Public Claims.

A *Bill* for building a Bridge over the Western Branch of *Nansemond* River, by Subscription, was read a second Time.

Ordered, That the Bill be engrossed.

A *Bill* for further continuing the Act, for better regulating and disciplining the Militia, was read a second Time.

Resolved, That the Bill be committed to the Committee of Propositions and Grievances.

A *Bill*, for further continuing the Act intituled, *An Act for reducing the several Acts of Assembly for making Provision against Invasions and Insurrections, into one Act*, was read a second Time.

Ordered, That the Bill be engrossed.

Ordered, That M^r *James Henry* be added to the Gentlemen, who were appointed to prepare, and bring in a Bill, for the more speedy and easy Administration of Justice.

Ordered, That nine of the said Committee be a sufficient Number to proceed on Business.

A *Petition* of *John Pitt* was presented to the House, and read; setting forth, that the petitioner is seized of a Tract of Land, containing two thousand and three hundred Acres, in the County of *Accomack*, whereon a Public Warehouse for the Inspection of Tobacco stands; and that the said Tract of Land, on three Sides thereof, is bounded by Waters, which form a Neck about four Miles long, and one Mile broad, and, by Means of the Roads leading to the said Warehouse, is rendered of little Value to the Petitioner; and therefore praying that an Act may pass to empower the Petitioner to erect Gates across the said Roads.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition* of the Merchants, Traders, and Inhabitants of the Town of *Alexandria*, and County of *Fairfax*, whose Names are thereunto subscribed, was presented to the House, and read; alledging that the Petitioners did, in the last Session of General Assembly, apply by Petition to this House, setting forth the bad Condition of the Roads from the Mountains to the Town of *Alexandria*, and praying the House to devise some Method for making the Roads more useful; which petition was referred to the Consideration of a Committee, who agreed upon a Report, and also came to a Resolution; but the Relief proposed to be granted by the said Resolution was not carried into Execution; and representing to the House, that unless some Provision be made in this important Affair, the Country in general, as well as the Petitioners, must suffer considerably; and therefore praying the House to take the Matter into Consideration, and grant such Relief as shall seem proper.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Bill*, for further continuing the Act, for the more effectual keeping the Public Roads and Bridges in repair, was read a second Time.

Resolved, That the Bill be committed to the Committee of Propositions and Grievances.

M^r *Hardy* presented to the House, according to Order, a Bill for adding Part of the County of *Nansemond* to the County of *Isle of Wight*; and the same was received, and 57
read the first Time.

Resolved

² Hening, VIII, p. 514.

Resolved, That the Bill be read a second Time.

Ordered, That M^r *Dandridge* have Leave to be absent from the Service of this House till *Friday* next.

Several *Petitions* of fundry Inhabitants of the County of *Spotsylvania*, whose Names are thereunto subscribed, was presented to the House, and read; taking Notice of several *Petitions* of other Inhabitants of the said County, formerly presented to the House, setting forth, that the Petitioners had long laboured under many Grievances from the inconvenient Situation of their Court-House; and praying the House to make Application to the Commanding Officer of the Colony to issue his Writ of Adjournment, and appoint the Court to be held at some Place nearest to the Center of the County; and representing, that, if those Petitioners should be indulged in what they desire, it would be no Relief to them, but rather a greater Inconvenience than the one they complain of, and that the Town of *Fredericksburg*, in which the said Court-House stands, is the most convenient Place for it; and therefore praying that the said former petitions for appointing the said Court to be held at another Place, may be rejected.

Ordered, That the said *Petitions* be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

M^r *Bland* reported from the Committee of Privileges and Elections, to whom the Complaint that, in Breach of the Privilege of this House, *Roger Gregory*, of the County of *King William*, had caused one *Holt Richefon* to be arrested, at the Suit of the said *Roger Gregory*, whilst the said *Holt Richefon* was attending as a Witness before the Committee for Religion, was referred, that the Committee had examined the Matter of the said Complaint; and had directed him to report the same, together with the Resolutions of the Committee thereupon, to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, *viz.*

It appears to your *Committee*, that M^r *Holt Richefon*, being requested to communicate to the several Vestrymen of the Parish of *Saint John*, in the County of *King William*, the Copy of a petition preferred to the House, for a Dissolution of the said Vestry, and also the Resolutions of the House thereupon, did accordingly communicate them, among others, to M^r *Roger Gregory*, a Member of the said Vestry, who read the said Resolutions, and was informed, by the said *Richefon*, that he, the said *Richefon*, was summoned as a Witness to attend the Committee of Religion, on the second Instant, having received a Letter from M^r *Aylett*, one of the Representatives for the said County of *King William*, that he had sent up a summons for that Purpose, to which the said *Gregory* made answer, he hoped he should be down sooner as a Burgess for the said County. That such Summons, was accordingly served on the said *Richefon*, and in Obedience thereto he did attend the said Committee of Religion.

It further appears to your *Committee*, that the said M^r *Roger Gregory* wrote the following Letter, with the Memorandum at Top, directed to M^r *John Tazewell*.

<i>Roger Gregory</i> versus <i>John Quarles</i> , senior, Cafe, Damage,	£ 600
Same versus <i>James Quarles</i> , Cafe, Damage,	70
Same versus <i>Holt Richefon</i> , Cafe, Damage,	600

Mr. Tazewell.

Sir,

If the above Gentlemen should be in Williamsburg, as I expect, shall be much obliged to you to commence Suit against them, or either of them, as above, to York Court; and as they are weighty Suits, shall be further oblig'd to you, to speak to M^r Richard Starke, to join you in them for me. As soon as I hear the Suit is commenced, will furnish you with the Accounts, as well as send you both your Fees.

I am,

Sir,

Your very humble Servant,

To M^r *John Tazewell*.

Roger Gregory.

February 29, 1772.

That

That, in Consequence of the said Letter, the said M^r *Tazewell* applied to M^r *Everard*, the Clerk of *York*, who issued a Writ agreeable to the Memorandum at the Head of the said Letter, against M^r *Richeson*, which was delivered to M^r *Ruffell*, the Under Sheriff of the said County, who executed the same, and detains the said *Richeson* in Custody; but that neither M^r *Everard* nor M^r *Tazewell* knew, that the said *Richeson* was summoned to attend the Committee as a Witness.

It further appears to your Committee, that the said *Ruffell*, the Under Sheriff, about an Hour after he had arrested M^r *Richeson*, being informed by the said *Richeson*, that he was summoned as a Witness, as aforesaid, and could not be legally arrested, applied to a Member of this House, for his Advice and Directions, who informed the said *Ruffell* of the standing Order of the House, that all Witnesses attending the Committees should be privileged from Arrests, but gave him no particular Advice; whereupon another Member of the House told the said *Ruffell*, who seemed to be under great Difficulty and Uneasiness, that he would be answerable for M^r *Richeson* till the Determination of the House could be had thereupon; and that the said *Ruffell*, of his own Accord, attended, in order to be informed of such Determination.

Upon the whole Matter, your Committee came to the following Resolutions;

Resolved, That it is the Opinion of this Committee, that the said *Roger Gregory* is guilty of a high Contempt and Breach of the Privileges of the House.

Resolved, That it is the Opinion of this Committee, that M^r *Thomas Everard* and M^r *John Tazewell* are not guilty of a Breach of the Privileges of the House.

Resolved, That it is the Opinion of this Committee, that the said *William Ruffell* is guilty of a Breach of the privileges of the House, by detaining the said *Richeson* in his Custody, after he was informed, that the said *Richeson* was under the Protection of the House.

The said Resolutions, being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That the said *Roger Gregory*, for his said Contempt and Breach of Privilege, be taken into Custody of the Sergeant at Arms, attending this House; and that M^r *Speaker* do issue his Warrant accordingly.

Ordered, That M^r *William Ruffell* be excused, inasmuch as his Offence appears to have proceeded from the Difficulties he was under how to act on the Occasion.

Ordered, That the said *William Ruffell* do forthwith discharge the said *Holt Richeson* out of Custody, for which this House will indemnify the said *William Ruffell*.

Ordered, That the said *William Ruffell* do forthwith discharge *John Quarles*, the elder, whom, in Breach of the Privilege of this House, the said *Roger Gregory* had caused to be arrested at his Suit, whilst the said *John Quarles* was attending, as a Witness, in a Matter depending before the Committee for Religion, out of Custody, for which this House will indemnify the said *William Ruffell*.

Ordered, That M^r *Carrington* have Leave to be absent from the Service of this House till the twenty-fifth Day of this Instant.

And then the House adjourned till Tomorrow Morning eleven of the Clock.

Wednesday, the 4th of March, 12 George III. 1772.

A Petition of *Elizabeth Derrick*, Widow, in Behalf of herself, and her Son *Benjamin Goff*, an Infant, was presented to the House, and read; setting forth, that in the Month of *January*, 1770, *Jack*, a Negro Man Slave, belonging to the Estate of the Petitioner's former Husband, was committed to the Gaol of the County of *Westmoreland*, charged with Felony, and was found guilty of Hogstealing; and that, during his Confinement, he was so frostbitten, that in a few Days after his Trial he died; and therefore praying, that the House will allow the Petitioner the Value of the said Slave.

Ordered, That the said Petition be referred to the Consideration of the Committee
of

of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Richard Henry Lee* reported from the Committee, to whom the Bill for vesting in Trustees certain Lands, whereof *William Booth*, Gentleman, and *Elizabeth* his Wife are seised in Fee Tail, to be sold, and for laying out the Money, arising from the Sale, in purchasing other Lands, to be settled to the same Uses, was committed, that the Committee had examined the Allegations of the Bill, and found the same to be true; and that the Committee had directed him to report the Bill to the House, without any Amendment; and he delivered the Bill in at the Clerk's Table.

Ordered, That the Bill be engrossed.

Ordered, That Mr *Moseley* have Leave to be absent from the Service of this House till Monday Sevensight.

Mr *Bland* presented to the House, according to Order, a Bill to remove the Seat of Government to a Place more convenient to the Inhabitants of this Colony; and the same was received, and read the first Time.

And the *Question* being put, that the Bill be read a second Time;

The House divided.

The *Noes* went forth.

Teller for the *Yeas*, Mr *Charles Carter*,

45

Teller for the *Noes*, Mr *Harrison*,

32

So it was resolved in the Affirmative.

The *Order* of the Day being read, for the second reading of the Bill for appointing an Agent;

The said *Bill* was read a second Time.

Resolved, That the Bill be committed.

Resolved, That the Bill be committed to a Committee of the whole House.

Resolved, That this House will, upon *Friday* next, resolve itself into a Committee of the whole House upon the said Bill.

Ordered, That all the Letters which have passed between the Committee of Correspondence and *Edward Montagu*, Esq; late Agent for this Colony, since his Appointment until the first Day of *November*, 1769, be laid before the House.

Mr *Bland* presented to the House, according to Order, a Bill to empower the Corporation of the Borough of *Norfolk* to assess a Tax on the Inhabitants thereof, for the Purpose therein mentioned; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Mr *Washington* reported from the Committee, to whom the Petition of *John Robinson* late a Soldier in the *Virginia* Regiment, was referred, that the Committee had examined the Matter of the said Petition; and had come to a Resolution thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table, where the Resolution of the Committee was read, and is as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the said petition is reasonable; and that the Petitioner ought to be allowed the Sum of five Pounds, for his present Relief, and the further Sum of six Pounds, *per Annum*, during Life, as a Consideration for the Wounds he received, and the Hardships he underwent, in the Service of the Colony.

The said *Resolution*, being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Resolved, That the Sum of five Pounds be paid to *John Robinson*, late a Soldier in the *Virginia* Regiment; and that the Sum of six Pounds, *per Annum*, be paid to the said *John Robinson*, during his Life, as a Recompence for the Wounds he received, and the Hardships he underwent, in the Service of his County.

Ordered, That Mr *Washington* do carry the Resolution to the Council, and desire their Concurrence.

A *Petition* of several persons, of the County of *Loudoun*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that a public Ferry over

Potowmack

Potowmack River, from the Land of the Right Honourable the Earl of *Tankerville*, at a Plantation in Poffeffion of *John Furrow* and *Alexander Ream*, would be very convenient; and therefore praying, that an Act may pafs for eftablifhing a Ferry there.

Ordered, That the faid petition be referred to the Confideration of the Committee of Propofitions and Grievances; and that they do examine the Matter thereof, and report the fame, with their Opinion thereupon, to the Houfe.

A *Petition* of *Philip Hand* was prefented to the Houfe, and read; fetting forth, that the petitioner was a Soldier in the *Virginia* Regiment, and whilst he ferved as fuch, received a Wound by a Shot in his left Arm, which hath difabled him from maintaining himfelf by his own Labour; and praying Relief.

Ordered, That the faid Petition be referred to the Confideration of a Committee; and that they do examine the Matter thereof, and report the fame, with their Opinion thereupon, to the Houfe;

And it is referred to Mr *Rutherford*, Mr *Washington*, Mr *Lewis*, and Mr *Wood*.

A *Petition* of feveral Perfons of the County of *Nanfemond*, whofe Names are thereunto fubfcribed, was prefented to the Houfe, and read; praying that an Act may pafs for defraying the Expence of repairing *Nottoway* Bridge, and of improving the Roads in the Counties of *Brunfwick*, *Southampton*, and *Iſle of Wight*, by a Toll to be laid upon certain loaded Waggons and Carts.

Ordered, That the faid petition be referred to the Confideration of the Committee of Propofitions and Grievances; and that they do examine the Matter thereof, and report the fame, with their Opinion thereupon, to the Houfe.

A *Petition* of feveral Perfons of the County of *Culpeper*, whofe Names are thereunto fubfcribed, was prefented to the Houfe, and read; taking Notice of a petition of feveral other Perfons of the faid County, for adding that Part of the faid County which lies between the *Rapidan* and *Robinfon* Rivers to the County of *Orange*; and fetting forth, that the propofed Alteration would deprive the County of *Culpeper* of a large Proportion of the Tithables thereof, and make the Form of it irregular, and that the Inconvenience complained of is common to fome of the Inhabitants of almoſt every County, thoſe who reſide in the extreme Parts being in many Places nearer to the Court-Houfe of another County than to that of their own; and therefore praying that the petition for the faid Alteration may be rejected.

Ordered, That the faid Petition be referred to the Confideration of the Committee, to whom the Petition of feveral Perfons of the County of *Culpeper*, for adding that Part of the faid County which lies between the *Rapidan* and *Robinfon* Rivers to the County of *Orange* is referred; and that they do examine the Matter of this petition, and report the fame, with their Opinion thereupon, to the Houfe.

A *Petition* of *Robert Hamilton*, of the County of *Loudoun*, was prefented to the Houfe, and read; fetting forth, that the petitioner having been bound by a Recognizance to appear at the Court of *Oyer and Terminer*, in the Month of *June*, in the Year 1767, as a Witnefs againſt *James Golding*, charged with Felony, attended accordingly, and was examined; but that his allowance for that Service was not levied; and therefore praying that the fame may be levied.

Ordered, That the faid Petition be referred to the Confideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the fame, with their Opinion thereupon, to the Houfe.

Mr *Cary* reported from the Committee of Public Claims, to whom the petition of *John Young* was referred, that the Committee had examined the Matter of the faid petition, and had directed him to report the fame, together with the Reſolution of the Committee thereupon, to the Houfe; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the fame was read, and is as followeth, *viz.*

It appears to your *Committee*, that the Slave *Mofes*, in the Petition mentioned, was a Runaway, and was duly outlawed; that during the Time he continued out, he was guilty of Felony and Burglary; that he was apprehended, and carried before a Magiſtrate, who

who, upon Examination, committed him to Gaol, in Order that he might be tried for the said Offence; but that, in a very short Time after the Gaoler received him, he expired, occasioned, as was supposed, by the great Fatigue he underwent in endeavoring to escape his Pursuers. It further appears to your Committee that the said Slave was worth eighty Pounds.

Whereupon your *Committee* came to the following Resolution;

Resolved, That it is the Opinion of this Committee, that the said petition is reasonable; and that the Petitioner ought to be allowed the said Sum of eighty Pounds for the said Slave.

The said *Resolution*, being read a second Time, was, upon the Question put thereupon, agreed to by the House.

M^r *Bland* reported from the Committee of Propositions and Grievances, to whom several petitions were referred, that the Committee had examined the Matters of the said Petitions, and had come to several Resolutions thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table, where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the petition of *John Taliaferro*, praying that the Ferry across *Rappahannock* River, from the Landing, formerly *Hackley's*, in the County of *King George*, to the Land of *Richard Corbin*, Esq; in the County of *Caroline*, may be re-established, be rejected.

Resolved, That it is the Opinion of this Committee, that so much of the Petition of the Inhabitants of *Augusta* County as prays that a Sum of Money may be granted for opening a new Road over the blue Ridge of Mountains, at a Place called *Craig's Gap*, between *Swift Run* and *Rockfish Gaps*, is reasonable.

Resolved, That it is the Opinion of this Committee, that such other Part of the said petition, as prays the Aid of the House, towards altering and amending the Roads at *Rockfish* and *Swift Run Gaps*, be rejected.

Resolved, That it is the Opinion of this Committee, that the Residue of the said petition, praying that the Courts of the Counties adjacent to the County of *Augusta*, and through which the Roads from *Rockfish* and *Swift Run Gaps* are extended, may be obliged to levy Money on their respective Counties, for keeping the same in Repair, be rejected.

Resolved, That it is the Opinion of this Committee, that the petition of divers Freeholders of the County of *Augusta*, praying that the Justices of the said County may be empowered to levy as much Money on the Inhabitants thereof as shall be sufficient for repairing the Roads over the blue Ridge of Mountains, at *Swift Run* and *Rockfish Gaps*, is reasonable.

Resolved, That it is the Opinion of this Committee, that the Petition of divers Inhabitants of the Counties of *Hanover*, *Albemarle*, *Augusta*, and *Botetourt*, praying that a Sum of Money may be granted for opening a safe and good Road from the Warm Springs to *Jening's Gap*, and that a Turnpike may be established, and Trustees appointed to receive Subscriptions, for keeping the said Road in Repair, and building Houses for the Reception of the Sick, is reasonable.

Resolved, That it is the Opinion of this Committee, that the Petition of *John Pitt*, praying that he may be empowered by Law to erect Gates across the Road leading to the Public Warehouses for the Inspection of Tobacco, on the Land of the said *John*, is reasonable.

The *first* Resolution of the Committee, being read a second Time, was, upon the Question put thereupon, agreed to by the House.

The *second* Resolution of the Committee being read a second Time;

And the *Question* being put, that the House doth agree with the Committee in the said Resolution;

It passed in the Negative.

Resolved, That so much of the Petition of the Inhabitants of *Augusta* County, as prays

prays that a Sum of Money may be granted, for opening a new Road over the blue Ridge of Mountains, at a Place called *Craig's Gap*, between *Swift Run* and *Rockfish Gaps*, be rejected.

The *third* Resolution of the Committee being read a second Time;

Ordered, That the said Resolution be recommitted to the said Committee of Propositions and Grievances.

The *fourth* Resolution of the Committee, being read a second Time;

Ordered, That the said Resolution be recommitted to the said Committee of Proposition and Grievances.

The *fifth* Resolution of the Committee being read a second Time;

Ordered, That the said Resolution be recommitted to the said Committee of Propositions and Grievances.

The subsequent *Resolutions* of the Committee, being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That the Committee of Propositions and Grievances do prepare, and bring in a Bill pursuant to the said sixth Resolution.

Ordered, That it be an Instruction to the Committee of Propositions and Grievances, who are appointed to prepare and bring in a Bill or Bills, pursuant to the Resolutions of the said Committee, which were reported to the House, upon *Friday*, the 28th Day of last Month, and which were agreed to by the House, that they have Power to receive a Clause or Clauses pursuant to the seventh Resolution of the said Committee, which was this Day reported, and agreed to by the House. 62

A *Message* from the Council by Mr *Blair*.

Mr *Speaker*,

The Council have agreed to the Bill, intituled An Act¹ to dock the Intail of certain Lands whereof *Nathaniel West Dandridge* is seised, *without any Amendment*; and also,

The Council have agreed to the Resolve for paying a Salary to the Keeper of the Public Gaol; and also,

The Council have agreed to the Resolve for paying a Salary to Peter Pelham, Organist; and also,

The Council have agreed to the Bill, intituled An Act² for cutting a navigable Canal from *Archer's Hope* Creek to *Queen's* Creek, through the City of *Williamsburg*, with some Amendments, to which Amendments the Council desire the Concurrence of this House.

And then the Messenger withdrew.

The House proceeded to take the said Amendments into Consideration.

And the said Amendments were read; and are as followeth, *viz.*

Line 2, after "through" insert "or near."

In the Title, after "through" insert "or near."

The said Amendments, being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That Mr *Treasurer* do carry the Bill to the Council, and acquaint them, that this House hath agreed to the Amendments made by them.

The Order of the Day being read, for the third reading of the Bill to repeal one Clause of the Act of Assembly, intituled An Act³ for settling the Titles and Bounds of Lands, and for preventing unlawful hunting and ranging;

The said Bill was read the third Time.

Resolved, That the Bill do pass; and that the Title be, An Act⁴ to repeal one Clause of the Act of Assembly, intituled An Act for settling the Titles and Bounds of Lands, and for preventing unlawful hunting and ranging.

Ordered, That Mr *Bland* do carry the Bill to the Council, and desire their Concurrence.

Ordered, That Mr *Marable* have Leave to be absent from the Service of this House till the fifteenth Day of this Instant.

Ordered

¹ Henning, VIII, p. 638. ² Ibid, VIII, p. 556. ³ Ibid, V, p. 408. ⁴ Not recorded as a law.

Ordered, That M^r Lewis and M^r Macdowell be added to the Committee of Propositions and Grievances.

The other Order of the Day being read;

Ordered, That the Call of the House be adjourned till Friday next.

And then the House adjourned till Tomorrow Morning, eleven of the Clock.

Thursday, the 5th of March, 12 George III. 1772.

ANOTHER Member having taken the Oaths appointed to be taken by Act of Parliament, and repeated and subscribed the Test, took his Place in the House.

Ordered, That a Committee be appointed to examine the enrolled Bills:

And a Committee was appointed of M^r Digges, M^r Lewis Burwell, of James City, M^r Banister, M^r Henry Lee, M^r Joseph Jones, M^r Watkins, M^r James Henry, and M^r White.

The Order of the Day being read for the second reading of the Bill, for further continuing the Act, intituled *An Act for the better regulating and collecting certain Officers Fees, and for other Purposes therein mentioned*;

68 The said Bill was read a second Time.

Resolved, That the Bill be committed.

Resolved, That the Bill be committed to a Committee of the whole House.

Resolved, That this House will, upon Wednesday next, resolve itself into a Committee of the whole House upon the said Bill.

M^r Bland, from the Committee of Correspondence, presented to the House, pursuant to their Order, the Letters which have passed between the said Committee and Edward Montagu,² Esq; late Agent for this Colony, since his Appointment, until the first Day of November, in the Year 1769.

Ordered, That the said Letters, and also the Letters which have passed between the the said late Agent and Committee, since the said first Day of November, and which were ordered to lie upon the Table, be referred to the Committee of the whole House, to whom the Bill for appointing an Agent is committed.

Ordered, That M^r Greenhill have Leave to be absent from the Service of this House until the End of this Session.

Ordered, That it be an Instruction to the Committee of Public Claims, that they do levy upon the tithable Persons of the Parish of Overwharton, in the County of Stafford, four thousand six hundred and eighty-six Pounds of Tobacco, and one Pound eleven Shillings and three Pence, the Expences incurred in the Prosecution of certain Petitions, presented to the last General Assembly, for dissolving the Vestry of the said Parish.

M^r Bland reported from the Committee of Propositions and Grievances, to whom several Petitions were referred, that the Committee had examined the Matters of the said Petitions, and had come to several Resolutions thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, viz.

Resolved, That it is the Opinion of this Committee, that the petition of the Inhabitants within the Fork of Rapidan and Robinson Rivers, in the County of Culpeper, praying to be added to the County of Orange, be rejected.

Resolved, That it is the Opinion of this Committee, that the petition of divers Inhabitants of the said County of Culpeper, in Opposition thereto, is reasonable.

Resolved, That it is the Opinion of this Committee, that the Petition of the Inhabitants of Fairfax County, praying that the public Roads may be rendered more useful, is reasonable.

Resolved, That it is the Opinion of this Committee, that the Petition of the Traders of Nansmond County, praying that an Act may pass for defraying the Expence of repairing Nottoway Bridge, and of improving the Roads in the Counties of Brunswick, Southampton

¹ Hening, V, p. 326.

² Montagu Correspondence Virginia State Library.

Southampton, and *Isle of Wight*, by a Toll to be imposed on certain loaded Waggon and Carts, is reasonable.

The said *Resolutions*, being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That it be an Instruction to the Committee of Propositions and Grievances to whom the Bill for further continuing the Acts for the more effectual keeping the public Roads and Bridges in Repair, is committed, that they have Power to receive a Clause, or Clauses, pursuant to the third and fourth of the said Resolutions.

Mr *Edmund Pendleton* presented to the House, according to Order, a Bill to dock the Intail of certain Lands whereof *William Todd*, Gentleman, is seized, and for other Purposes therein mentioned; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

A *Petition* of *Ralph Wormeley* was presented to the House, and read; setting forth, that by an Act, passed in the 7th Year of the Reign of his present Majesty, the Intail of a Tract of Land, on *Wormeley's Creek*, in the County of *York*, whereof the Petitioner was seized as Tenant in Fee Tail, was docked, and, in Lieu thereof, four thousand Acres of Land, in the County of *Frederick*, were settled as an Equivalent; and further setting forth, that the Value of the said Land in *Frederick* exceeds the Value of the said Land in *York*, and that the Petitioner intends to leave a great Number of Slaves, with his other entailed Lands, to his eldest Son, who is willing and consents that the said Land in *Frederick* may be vested in the Petitioner in Fee Simple, that he may be enabled to make Provision for his younger Sons; and therefore praying that Leave may be given to bring in a Bill for vesting the said four thousand Acres of Land in the Petitioner in Fee Simple. 64

Ordered, That Leave be given to bring in a Bill pursuant to the Prayer of the said petition, and that Mr *Berkeley* do prepare, and bring in the same.

Mr *Alexander* presented to the House, according to Order, a Bill to appoint Commissioners to strike a dividing Line between the Counties of *Stafford* and *King George*; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

A *Petition* of the Freeholders and Inhabitants of the County of *Prince William*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that the Tobacco Fees of public Officers are exorbitant, oppressive, and unequal, and that the Penalties inflicted for charging unwarrantable Fees are too small; and therefore praying the House to take those Matters into Consideration, and to grant such Relief as shall appear just.

Ordered, That the said *Petition* be referred to the Committee of the whole House, to whom the Bill for further continuing the Act, intituled *An Act for the better regulating and collecting certain Officers Fees, and for other Purposes therein mentioned*, is committed.

A *Petition* of *Robert Garrett*, and *William Plunket*, late Inspectors of Tobacco at *Conway's Warehouse*, in the County of *Caroline*, was presented to the House, and read; setting forth, that in the Year 1770, notwithstanding the utmost Care and Vigilance of the Petitioners, there were stolen out of the said Warehouse fifteen hundred Pounds of Tobacco, for which they have been obliged to make Satisfaction to the Proprietors thereof, and therefore praying to be reimbursed by the Public.

Ordered, That the said petition be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Ordered, That it be an Instruction to the Committee of Propositions and Grievances, who are appointed to prepare and bring in a Bill, to continue an Act, intituled *An Act for amending the Staple of Tobacco, and for preventing Frauds in his Majesty's Customs*, that they make Provision in the said Bill for re-establishing an Inspection of Tobacco on *Totuskey Creek*, in the County of *Richmond*; and also, for disjoining the Inspections at *Hampton* and *Denbigh*; and also for repealing that Part of the said Act which allows the Purchasers of Tobacco to have the same reviewed.

A *Petition* of *John Reynolds* and *William Edmondson*, Inspectors of Tobacco at *Hobbs Hole Warehouse*, in the County of *Essex*, was presented to the House, and read; setting

¹ Hening, V, p. 326.

² Ibid, VIII, p. 69.

setting forth, that, in *January* laſt, the ſaid Warehouse was broke open, and a Hogſ-head of Tobacco was ſtolen thereout, for which the Petitioners are liable to make Satisfaction to the Owner; and therefore praying Relief.

Ordered, That the ſaid Petition be referred to the Conſideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

M^r Gray preſented to the Houſe, according to Order, a Bill to amend an Act, intituled *An Act to prevent malicious maiming and wounding*; and the ſame was received, and read the firſt Time.

65 *Resolved*, That the Bill be read a ſecond Time.

A Petition of *Robert Garrett* and *Henry Ware*, Inſpectors of Tobacco at *Conway's* Warehouse, in the County of *Caroline*, was preſented to the Houſe, and read; ſetting forth, that, in the Year 1771, notwithstanding the utmoſt Care and Vigilance of the Petitioners, there were ſtolen out of the ſaid Warehouse three Hogſheads of Tobacco weighing three thouſand and one hundred Pounds, for which they have been obliged to make Satisfaction to the Proprietors thereof; and therefore praying to be reimbursed by the Public.

Ordered, That the ſaid petition be referred to the Conſideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

M^r Treafurer preſented to the Houſe, according to Order, a Bill to dock the Intail of certain Lands whereof *James Blackwell* the younger is ſeiſed, and for other Purpoſes therein mentioned; and the ſame was received, and read the firſt Time.

Resolved, That the Bill be read a ſecond Time.

A Petition of *Chriſtopher Perſect*, *Joſhua Taylor*, and *John Macginnis*, ſetting forth, that the Petitioners, having been bound by Recognizance to appear at the Court of *Oyer and Terminer*, in *December*, 1767, as Witneſſes againſt *James Golding*, a Criminal ſent from the County of *Loudoun*, to be tried before the ſaid Court, appeared accordingly, and were examined; but that their Allowance for Travelling and Attendance was not levied; and therefore praying, that the ſame may now be levied; and alſo,

A Petition of *Thomas Lewis*, Adminiſtrator of the Eſtate of *Richard Coombs*, deceased, ſetting forth, that *Mary Coombs*, for whoſe Appearance at a Court of *Oyer and Terminer*, in *December*, 1767, as a Witneſs againſt *James Golding*, a Criminal ſent from the County of *Loudoun*, to be tried before the ſaid Court, the ſaid *Richard Coombs*, her Huſband, was bound by Recognizance, appeared accordingly, and was examined; but that her allowance for Travelling and Attendance was not levied; and therefore praying, that the ſame may now be levied for the petitioner, Were ſeverally preſented to the Houſe, and read.

Ordered, That the ſaid Petitions be referred to the Conſideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

And then the Houſe adjourned till Tomorrow Morning, eleven of the Clock.

Friday, the 6th of March, 12 George III. 1772.

ANOTHER Member having taken the Oaths appointed to be taken by Act of Parliament, and repeated and ſubſcribed the Teſt, took his Place in the Houſe.

M^r Cary reported from the Committee of Public Claims, to whom the Petition of *William Bruce* and *William Harrifon*, Inſpectors of Tobacco at *Gibſon's* and *Morton's* Warehouſes, in the County of *King George*, had been referred, and to whom the Report of the Matter of the ſaid Petition, and the Reſolutions of the Committee thereupon, were recommitted, that the Committee had further examined the Matter of the ſaid Petition, and had directed him to report the ſame, together with the Reſolutions of the Committee thereupon, to the Houſe; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table, where the ſame was read, and is as followeth, *viz.*

It

It appears to your *Committee*, that the Damage which the Tobacco received was not occasioned by any Neglect of the Inspectors, but by a great Rain that fell in the Month of *May* last, and flowed into the said Warehouses, an Instance of which does not appear before to have happened there, and damaged the Tobacco that lay next to the Ground, although it was placed on Pieces of Timber to secure it. It further appears to your *Committee*, by several Certificates, and a Lift produced, that fourteen Hogheads of the said Tobacco, weighing Nett 16,123 Pounds, were the property of *Robert Gilchrist*, for which he paid at the Rate of twenty Shillings *per Cent.* seven Hogheads, Nett 7071 Pounds, were the Property of *Thomas Hodge*, for which he paid at the Rate of fourteen Shillings Sterling *Per Cent.* which said twenty-one Hogheads were refused by the Proprietors thereof, six Hogheads, Nett 6157 Pounds, were the Property of Persons unknown to the Petitioners, and one Hoghead marked GC, No. 89, was twice entered in the said Lift; that there were eleven Hogheads more omitted in the said Petition, which the Owners received, that lost 389 Pounds; and that by the said Lift the Marks, Numbers, and Weights, of the whole Tobacco, together with the Quantity damaged in each Hoghead, appear as followeth:

Marks.	No.	Grofs.	Tare.	Nett.	Damage.	
RB.	133	1168	114	1054		} Belonging to <i>Robert Gilchrist.</i>
DG.	158	1160	109	1051	16	
Do.	159	1180	131	1049	153	
HT.	236	1133	106	1027	6	
Do.	238	1225	125	1100	4	
WS.	107	1309	126	1183	17	
SS.	66	1218	121	1097	25	
Do.	72	1299	130	1169	1	
Do.	73	1439	132	1307	3	
Do.	205	1294	125	1169	5	
Do.	208	1404	120	1284	1	
Do.	64	1286	123	1163	7	
GC.	94	1310	121	1208	31	
Do.	89	1374	112	1262	20	
				16123		
WS.	50	1250	121	1129	56	} Belonging to <i>Thomas Hodge.</i>
WR.	228	1022	114	908	155	
Do.	289	1160	114	946	86	
WS.	111	1222	119	1103	111	
Do.	323	1160	93	1067	55	
RS.	128	1024	114	910	70	
IP.	97	1117	109	1008	115	
				7071		
WR.	124	1096	104	992	44	} Belonging to Persons un- known to the Petitioners.
WC.	177	1236	107	1129	17	
TC.	62	1254	95	1159	40	
WC.	174	1277	104	1173	88	
RP.	279	1173	106	1067	7	
IK.	197	755	118	637	26	
				6157		
GC.	89	1374	112	1264	20	A Duplicate
EP.	380	1102	105	997	4	} Received by the owners thereof.
SS.	336	1104	102	1002	52	
IA.	246	1080	104	978	10	
MD.	115	1114	116	998	31	
RS.	262	1271	109	1162	20	
IC.	104	1110	105	1005	5	
WS.	74	1177	114	1063	23	
MR.	161	1054	104	950	4	
WM.	258	1170	109	1061	133	
HL.	369	1425	122	1303	40	
IG.	330	1139	115	1028	67	

Whereupon

Whereupon the *Committee* came to the following Resolutions:

Resolved, That it is the Opinion of this Committee, that so much of the said petition as relates to the damaged Tobacco is reasonable; and that the Petitioners ought to be allowed at the following Rates, for such Tobacco as appears by the said List to have lost upwards of twenty-four Pounds in the Hoghead, that was refused by the Owners, to wit, for three Hogheads of the said *Gilchrist's* Tobacco, weighing Nett 3354 Pounds, at twenty Shillings *per Cent.* for seven Hogheads, the said *Hodge's* Property, weighing Nett 7071 Pounds, at sixteen Shillings and ten Pence *per Cent.* and for four Hogheads, the Property of Persons unknown to the Petitioners, weighing Nett 3961 Pounds, and 493 pounds, the loss sustained in the eleven Hogheads, which were received, and the other six Hogheads that lost less than twenty-five Pounds each, at twenty Shillings *per Cent.* and the further Sum of four Pounds seventeen Shillings and six pence for their Trouble in uncaising and trimming the whole Tobacco, and securing the good that was saved.

Resolved, That it is the Opinion of this Committee, that the fourteen Hogheads of Tobacco, for which the Petitioners are allowed, ought to be sold for the Benefit of the Public.

The said *Resolutions*, being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That a Bill be brought in pursuant to the second Resolution; and that the Committee of Public Claims do prepare, and bring in the same.

76 Mr *Bland* reported from the Committee, who were appointed to examine the Treasurer's Accounts, and to state in Account as well the Balance due from the late Treasurer to the Public, as the several Funds by Law appropriated for the Redemption of the Treasury Notes, together with the Amount of such Notes remaining in Circulation, and also to state an Account of the Balances now due from the several Sheriffs, for Taxes, that the Committee had examined and stated the said Accounts accordingly, and had directed him to report the same, as they appeared to them, to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table, where the same was read, and is as followeth, *viz.*

The *Committee* have examined the Treasurer's Accounts of the several Sums of Money received and issued at the Public Treasury since the last Settlement in General Assembly, and, upon comparing them with the proper Vouchers, find that they are fairly and justly stated.

It appears to your *Committee*, that the Balance in the Treasurer's Hands for Cash received from the several Collectors of Taxes appropriated to the Redemption of the old Treasury Notes amounted to 9178 *l.* 6 *s.* 4 *d.* of which they have burned and destroyed 3550 *l.* 6 *s.* 3 *d.* that of the Taxes imposed for the Redemption of the 10,000 *l.*, issued in the Year 1770, there hath been received in the Whole 11,487 *l.* 9 *s.* 8 *d.* Farthing, of which there was formerly burned, by the standing Committee, 290 *l.* and your Committee have now burned and destroyed 113 *l.* so that there remains in the Treasury on the former Account, a Balance of 5628 *l.* 0 *1 d.* and on the latter, after deducting the Treasurer's Commissions, a Balance of 10,785 *l.* 2 *s.* 1 *d.* Farthing; which several Balances the Treasurer produced to us.

Your *Committee* likewise find that there is in the Treasurer's Hands a Balance of 1882 *l.* 6 *s.* 3 *d.* due to the Account of the Public Treasury, which the Treasurer also produced.

Your *Committee* have examined the State of the old Treasury Notes, and find that of them there now remains in Circulation 88,189 *l.* 15 *s.* They have also examined the late Treasurer's Account, and find a Balance of 72,362 *l.* 19 *s.* 4 *d.* principal Money still due from his Estate to the Public.

It appears, that of the old Arrears due from the Collectors of the Land and Poll Tax, and Taxes on Carriages, there is still due the Sum of 18,748 *l.* 1 *s.* 3 *d.* a particular Account of which is annexed; that there are several arrears due from some of the Clerks and other Collectors, the amount of which cannot be exactly ascertained, as their Accounts are
not

not made up at the Treafury; but it is fuppofed they cannot be lefs than 2000 *l.* Upon the whole Matter, it appears to your Committee, that the Funds appropriated for the Redemption of the old Treafury Notes, when the Arrears are paid in, will exceed the Sum in Circulation 10,549 *l.* 6 *s.* 3 *d.* which your Committee are hopeful will be amply fufficient to make good all Loffes that may happen in the faid Arrears, and all Expences attending the Collection thereof. Add to this the feveral Treafury Notes which have probably been loft and deftroyed, which your Committee are of the Opinion will prove a confiderable Saving to the Country, though they cannot pretend to fix the amount of the fame. For the better Illuftration of this Part of their Report, your Committee beg Leave to refer to the annexed Account.

Your *Committee* fubmit to the Confideration of the Houfe what Meafures ought to be perfued to enforce the moft expeditious Payment of the feveral Arrears, and humbly give it as their Opinion that fome certain Period ought to be fixed for calling in and finking all the old Treafury Notes now in Circulation.

The faid *Account*, annexed to the Report, is as followeth, *viz.*

Dr.		The Colony of <i>Virginia</i> for the Redemption of the old Treafury Notes.			Cr.		
	<i>l.</i>	<i>s.</i>	<i>d.</i>		<i>l.</i>	<i>s.</i>	<i>d.</i>
To Balance of Notes in Circulation,	88189	15	0	By the principal Debt due from the late Treafurer's Eftate,	72362	19	11
Balance,	10549	6	3	By Balance due from the feveral Sheriffs,	18748	1	3
				By Balance from Infpectors Clerks, and Sheriffs, for Wheel Carriages, about	2000	0	0
				By Balance now in the Treafury, in Specie, for the Redemption of the old Notes,	5628	0	1
					<u>98739</u>	<u>1</u>	<u>3</u>

Mr Bland from the faid Committee alfo delivered in at the Clerk's Table an Account of the Balances now due from the feveral Sheriffs for Taxes.

The faid *Report* was, upon the Queftion put thereupon, agreed to by the Houfe.

Resolved, That the Treafurer's Accounts do pafs.

Ordered, That *Mr Bland* do carry the Treafurer's Accounts to the Council, and defire their Concurrence.

Ordered, That the faid Account of the Balances due from the feveral Sheriffs for Taxes do lie upon the Table, to be perufed by the Members of the Houfe.

A *Petition* of *Roger Gregory* was prefented to the Houfe, and read; fetting forth, that, in Obedience to the Authority of the Houfe, he is attending, in Order to receive fuch Sentence as the Houfe fhall be pleased to inflict for his Offence; that he is very deeply concerned to have incurred their Difpleafure; and that he did not know, that a Witnefs, fummoned to attend any Committee appointed by the Houfe, was privileged from Arrefts, having never heard of the ftanding Order of the Houfe for the Protection of fuch Witnefs; that his fole Motive for requesting Suits to be brought againft *Mr Richefon* and *Mr Quarles*, in the Court of *York*, was the Certainty of a more fpeedy Determination there, than he could expect in the Court of the County where they refide; and that he had defired the Perfon, who carried the Letter to his Attorney, directing thofe Suits to be brought, to deliver a Meffage, not to do anything in the Matter, if the Defendants were entitled to Privilege; and humbly afking Pardon of the Houfe for his Offence.

Ordered, That the faid *Roger Gregory* be difcharged out of Cuftody, paying his Fees.

Mr Bland prefented to the Houfe, according to Order, a Bill for appointing Commiffioners to view the Lands on both Sides of *James River*, from *Westham*, to the navigable

gable Water, below the Falls of the said River, and for other Purposes therein mentioned; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

A *Memorial* of the Deputy Clerk of the County Court of *Hampshire* was presented to the House, and read; setting forth a great Variety of impertinent and incoherent Matter, upon the Subject of Officers Fees; and not complaining of any Grievance, nor praying for any Relief.

And the *Question* being put, that the said *Memorial* be referred to the Consideration of a Committee;

It passed in the Negative.

Resolved, That the said *Memorial* be rejected.

Mr *Bland* presented to the House, according to Order, a Bill for clearing a Road from the Warm Springs, in *Augusta*, and for other Purposes therein mentioned; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Ordered, That Mr *Riddick* and Mr *Yelverton Peyton* have Leave to be absent from the Service of this House till *Monday* Sevensight.

Ordered, That the Order of the Day for the House to resolve itself into a Committee of the whole House upon the Bill for appointing an Agent, be now read.

And the said *Order* being read accordingly;

The House resolved itself into the said Committee.

Mr *Speaker* left the Chair.

Mr *Bland* took the Chair of the Committee.

Mr *Speaker* resumed the Chair.

Mr *Bland* reported from the Committee, that they had directed him to report the Bill to the House without any Amendment; and he delivered the Bill in at the Clerk's Table.

And the *Question* being put, that the Bill be engrossed;

It passed in the Negative.

Resolved, That the Bill be rejected.

Ordered, That Mr *Burnley* have Leave to be absent from the Service of this House till *Thursday* next.

And then the House adjourned till Tomorrow Morning eleven of the Clock.

Saturday, the 7th of March, 12 George III. 1772.

MR *Bland* reported from the Committee of Propositions and Grievances, to whom several Petitions were referred, that the Committee had examined the Matters of the said Petitions, and had come to several Resolutions thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the petition of divers Inhabitants of the County of *Accomack*, praying that the said County may be divided into two distinct Counties, be rejected.

Resolved, That it is the Opinion of this Committee, that the Petition of other Inhabitants of the said County, in Opposition thereto, is reasonable.

Resolved, That it is the Opinion of this Committee, that the Petition of sundry Inhabitants of *Loudoun* County, praying that a Ferry may be established across *Potowmack* River, from the Land of the Right Honourable the Earl of *Tankerville*, in the Tenure and Occupation of *John Furrow*, and *Alexander Reame*, in the said County of *Loudoun*, to the Opposite Shore in *Maryland*, is reasonable.

Resolved, That it is the Opinion of this Committee, that the Petition of divers Inhabitants of *New Kent* County, praying that the Inspections of Tobacco at *Littlepage's* and *Waddy's* Warehouses, may be discontinued, is reasonable.

Resolved

Resolved, That it is the Opinion of this Committee, that the Petition of divers Inhabitants of the County of *King William*, praying that the Inspection of Tobacco at *Waller's* Warehouse may be revived, is reasonable.

Resolved, That it is the Opinion of this Committee, that the Petition of divers Inhabitants of *King & Queen* County, praying that the Inspection of Tobacco at *Walkerton* may be revived, is reasonable.

Resolved, That it is the Opinion of this Committee, that the Petition of the Inspectors of Tobacco at *Royston's* Warehouse, in the County of *Spotsylvania*, praying that their Salaries may be increased to sixty Pounds *per Annum*, which were formerly allowed them, is reasonable.

Resolved, That it is the Opinion of this Committee, that the Petition of *Robert King*, one of the Inspectors of Tobacco at the *Piping Tree* Warehouse, praying that he may be permitted to keep an Ordinary at the said Warehouse, be rejected.

The said *Resolutions*, being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That it be an Instruction to the said Committee, who are appointed to prepare and bring in a Bill for repealing so much of the Act made in the fifth Year of the Reign of his present Majesty, intituled *An Act for appointing several new Ferries, and for other Purposes therein mentioned*, as established a Ferry from the Land of *Cornelius Thomas* over the *Fluvanna* to the Land of *Nicholas Davies*, that they have Power to receive a Clause or Clauses pursuant to the third Resolution of the said Committee, this Day reported, and agreed to by the House.

Ordered, That it be an Instruction to the said Committee, who are appointed to prepare and bring in a Bill for further continuing the Act made in the fifth Year of the Reign of his present Majesty, intituled *An Act for amending the Staple of Tobacco, and for preventing Frauds in his Majesty's Customs*, that they make Provision in the said Bill for disuniting the Inspections of Tobacco at *Littlepage's* and *Waddy's* Warehouses, in the County of *New-Kent*; and also for reviving the Inspections of Tobacco at *Waller's* Warehouse, in the County of *King William*, and at *Walkerton*, in the County of *King & Queen*, and uniting the former with *Quarles's*, and the latter with *Mantapike* Inspections; and also for increasing the Salaries of the Inspectors of Tobacco at *Royston's*, in the County of *Spotsylvania*, to sixty Pounds *per Annum*.

Ordered, That Mr *Tebbs* be added to the Committees of Propositions and Grievances, and of Public Claims.

Mr *Henry Lee* presented to the House, according to Order, a Bill to dock the Intail of certain Lands whereof *John Hancock* is seized, and for settling other Lands and Slaves in Lieu thereof; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

A Petition of the Chiefs of the *Nottoway Indians* was presented to the House, and read; setting forth, that by an Act, passed in the eighth Year of the Reign of his late Majesty King *George* the Second, Trustees were appointed to sell the Lands therein mentioned, belonging to that Nation of *Indians*, and situate on the North Side of *Nottoway* River, so as no Person should be allowed to purchase more than four hundred Acres in one Tract; and that in surveying and laying off the said Land into such Lots, several small Parcels were left undisposed of, which are not occupied by the said *Indians*, all their Lands on the North Side of the said River, except those small Parcels, being conveyed to sundry Persons in Pursuance of the said recited Act, and other Acts of Assembly; and that it will be for the Advantage of the Petitioners, that the same should be sold; and further representing, that the Petitioners are in Possession of a large quantity of Land on the South Side of the said River *Nottoway*, most of which is unoccupied by, and of little Use to them; and therefore praying that an Act may pass empowering Persons to sell all the remaining Lands of the Petitioners on the North Side of the said River, and to lease out for their Benefit Part not exceeding half of their Lands on the South Side.

Ordered

¹ Hening, VIII, p. 44.

² Ibid, VIII, p. 69.

Ordered, That a Bill be brought in pursuant to the Prayer of the said Petition; and that M^r *Gray*, and M^r *Taylor*, do prepare, and bring in the same.

Ordered, That M^r *Stubblefield* have Leave to be absent from the Service of this House till *Friday* next.

A *Petition* of *John Thornley*, and *William Harrison*, Inspectors of Tobacco at *Gibson's* Warehouses, in the County of *King George*, was presented to the House, and read; setting forth, that in the Year 1770, two Hogheads of Crop, and a Parcel of Transfer Tobacco, in the Whole amounting to two thousand three hundred and nineteen Pounds, were stolen out of the said Warehouses; and praying to be allowed for their said Loss.

Ordered, That the said Petition be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Ordered, That M^r *Fitzhugh* have Leave to be absent from the Service of this House till *Thursday* Sevensnight.

Ordered, That Leave be given to bring in a Bill for calling in and sinking the old Treasury Notes now in Circulation; and that M^r *Bland*, M^r *Richard Henry Lee*, M^r *Harrison*, M^r *Charles Carter*, M^r *Eyre*, M^r *Patrick Henry*, M^r *Digges*, and M^r *Fitzhugh*, do prepare, and bring in the same.

A Bill for better regulating the Election of Vestries was read a second Time.

Resolved, That the Bill be committed to the Committee for Religion.

Ordered, That Leave be given to bring in a Bill to amend an Act, intituled *An Act for clearing Matapony River*; and that M^r *Edmund Pendleton*, and M^r *Berkeley*, do prepare, and bring in the same.

Ordered, That M^r *Patrick Henry*, M^r *Banister*, and M^r *Alexander*, be added to the Gentlemen who are appointed to prepare and bring in a Bill for the more speedy and easy Administration of Justice.

A Bill for dividing the County of *Frederick* into three distinct Counties was read a second Time.

Resolved, That the Bill be committed to the Committee of Propositions and Grievances.

Ordered, That M^r *Brooke*, and M^r *Berkeley*, have Leave to be absent from the Service of this House till *Monday* Sevensnight.

⁷¹ A Bill for adding Part of the County of *Nansemond* to the County of *Isle of Wight*, was read a second Time.

Ordered, That the Bill be engrossed.

A Bill to remove the Seat of Government to a Place more convenient to the Inhabitants of this Colony, was read a second Time.

Resolved, That the Bill be committed.

Resolved, That the Bill be committed to a Committee of the whole House.

Resolved, That this House will, upon *Tuesday* next, resolve itself into a Committee of the whole House upon the said Bill.

A Bill to empower the Corporation of the Borough of *Norfolk* to assess a Tax on the Inhabitants thereof for the Purpose therein mentioned, was read a second Time.

Ordered, That the Bill be engrossed.

An engrossed Bill for further continuing the Act, intituled *An Act for reducing the several Acts of Assembly for making Provision against Invasions and Insurrections into one Act*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act for further continuing the Act, intituled An Act for reducing the several Acts of Assembly for making Provision against Invasions and Insurrections into one Act*.

Ordered, That M^r *Richard Henry Lee* do carry the Bill to the Council, and desire their Concurrence.

A Bill to amend an Act, intituled *An Act to prevent malicious maiming and wounding*, was read a second Time.

Resolved

¹ Hening, VI, p. 394.

² Ibid, VII, p. 106.

³ Ibid, VIII, p. 514.

⁴ Ibid, VI, p. 250.

Resolved, That the Bill be committed to the Committee of Propositions and Grievances,

An engrossed *Bill* for vesting in Trustees certain Lands whereof *William Booth*, Gentleman, and *Elizabeth* his Wife, are seized in Fee Tail, to be sold, and for laying out the Money arising from the Sale in purchasing other Lands, to be settled to the same Uses, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act for vesting in Trustees certain Lands whereof William Booth, Gentleman, and Elizabeth his Wife, are seized in Fee Tail, to be sold, and for laying out the Money arising from the Sale in purchasing other Lands, to be settled to the same Uses.*

Ordered, That *Mr Richard Henry Lee* do carry the Bill to the Council, and desire their Concurrence.

A *Bill* to appoint Commissioners to strike a dividing Line between the Counties of *Stafford* and *King George*, was read a second Time.

Ordered, That the Bill be engrossed.

A *Bill* to dock the Intail of certain Lands whereof *William Todd*, Gentleman, is seized, and for other Purposes therein mentioned, was read a second Time.

Resolved, That the Bill be committed to *Mr Edmund Pendleton*, *Mr Corbin*, *Mr Aylett*, *Mr Moore*, and *Mr Montagu*.

A *Bill* to dock the Intail of certain Lands whereof *James Blackwell*, the younger, is seized, and for other Purposes therein mentioned, was read a second Time.

Resolved, That the Bill be committed to *Mr Treasurer*, *Mr Patrick Henry*, *Mr Smith*, *Mr Aylett*, *Mr Moore*, *Mr Corbin*, and *Mr Edmund Pendleton*.

A *Bill* for appointing Commissioners to view the Lands on both Sides of *James River*, from *Westham*, to the navigable Water below the Falls of the said River, and for other Purposes therein mentioned, was read a second Time.

Resolved, That the Bill be committed to the Committee of Propositions and Grievances.

A *Bill* for clearing a Road from the Warm Springs, in *Augusta*, and for other Purposes therein mentioned, was read a second Time.

Resolved, That the Bill be committed to the Committee of Propositions and Grievances.

And then the House adjourned till Monday Morning next eleven of the Clock.

Monday, the 9th of March, 12 George III. 1772.

ANOTHER *Member* having taken the Oaths appointed to be taken by Act of Parliament, and repeated and subscribed the Test, took his Place in the House.

Ordered, That *Mr Talbot*, and *Mr Anderson* be added to the Committees of Propositions and Grievances, and of Public Claims.

Mr Richard Lee reported from the Committee of Public Claims, to whom the Petition of *John Doncastle* was referred, that the Committee had examined the Matter of the said Petition, and had directed him to report the same, together with the Resolution of the Committee thereupon, to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, *viz.*

It appears to your *Committee* that two of the Petitioner's Waggon were, by Order of *William Byrd*, Esquire, employed one hundred and ninety six Days, each, in the Service of the Colony, in the Year 1759, for which it does not appear to your *Committee* that the Petitioner has received any Satisfaction.

Whereupon the *Committee* came to the following Resolution:

Resolved, That it is the Opinion of this *Committee*, that the said Petition is reasonable; and that the Petitioner ought to be allowed the Sum of two hundred and twenty-five

¹ Hening, VIII, p. 640.

five Pounds and eight Shillings for the Services aforefaid, with Intereft on the fame, from the ninth Day of *June*, 1770, till paid.

The faid *Refolution*, being read a fecond Time, was, upon the Queftion put thereupon, agreed to by the Houfe.

Mr *Richard Henry Lee* reported, from the Committee for Courts of Juftice, to whom the Bill for altering the Court Day of *Surry* County, was committed, that the Committee had gone through the Bill, and had made feveral Amendments thereunto, which they had directed him to report to the Houfe; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then, a fecond Time, one by one, and, upon the Queftion feverally put thereupon, were agreed to by the Houfe.

Ordered, That the Bill, with the Amendments, be ingroffed.

A *Petition* of *Joseph Turner* was prefented to the Houfe, and read; fetting forth, that the petitioner had been Infpector of Tobacco at the Warehoufes at the College and Capitol Landings for many Years, and hopes he always executed his Office with Integrity and Approbation; and that he is obliged to keep a Negro to affift in the laborious Work at the faid Warehoufes, for which, and his own Attendance, he ufed to receive a Salary of thirty-five Pounds, which was reduced the laft General Affembly to twenty-five Pounds, a Sum by no Means adequate to his Trouble and Expence; and therefore praying, that his faid Salary may be raifed to what it formerly was.

Ordered, That the faid petition be referred to the Confideration of the Committee of Propofitions and Grievances; and that they do examine the Matter thereof, and report the fame, with their Opinion thereupon, to the Houfe.

Mr *Richard Lee* reported from the Committee of Public Claims, to whom feveral petitions were referred, that the Committee had examined the Matters of the faid Petitions, and had come to feveral Refolutions thereupon, which they had directed him to report to the Houfe; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Refolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the petition of *Robert Hamilton*, to be allowed for traveling to, and attending the Court of *Oyer* and *Terminer*, in *December*, 1767, as a Witnefs for the King againft *James Golding*, a Criminal from *Loudoun* County, is reafonable; and that the petitioner ought to be allowed fix hundred and eighteen Pounds of Tobacco for the fame.

Resolved, That it is the Opinion of this Committee, that the petition of *Thomas Lewis*, Adminiftrator of the Eftate of *Richard Coombs*, deceafed, to be allowed for *Mary*, the Wife of the faid *Richard*, her travelling to, and attending the Court of *Oyer* and *Terminer*, in *December*, 1767, as a Witnefs for the King againft *James Golding*, a Criminal from *Loudoun* County, is reafonable; and that the petitioner ought to be allowed fix hundred and eighteen Pounds of Tobacco for the fame.

Resolved, That it is the Opinion of this Committee, that the Petition of *Christopher Perfeft*, *Jofhua Taylor*, and *John Macginnis*, to be allowed for traveling to, and attending the Court of *Oyer* and *Terminer*, in *December*, 1767, as Witneffes for the King againft *James Golding*, a Criminal from *Loudoun* County, is reafonable; and that the Petitioners ought to be allowed fix hundred and eighteen Pounds of Tobacco, each, for the fame.

Resolved, That it is the Opinion of this Committee, that the Petition of the Infpectors at *Blandford* Warehouse, in the County of *Prince George*, to be allowed for the Tobacco ftolen out of the faid Warehouse, be rejected; it appearing, that, at the Time the faid Tobacco was loft, the faid Warehouse was infufficient.

Resolved, That it is the Opinion of this Committee, that fo much of the Petition of *Nathaniel Raines* and *Lewis Brown*, Infpectors at *Boyd's* Warehoufes, as relates to the Tobacco ftolen out of the faid Warehoufes, be rejected; it appearing, that, at the Time the faid Tobacco was loft, the faid Warehoufes were infufficient.

Resolved, That it is the Opinion of this Committee, that the Refidue of the faid Petition is reafonable; and that the Petitioners ought to be allowed the Sum of ten Pounds, each

each, for their Trouble the laſt Year, and the further Allowance of ten Pounds, each, *per Annum*, for the future, as an Increaſe of Salary.

The *firſt*, *ſecond*, and *third* Reſolutions of the Committee, being ſeverally read a ſecond Time, were, upon the Queſtion ſeverally put thereupon, agreed to by the Houſe.

The *fourth* Reſolution of the Committee, being read a ſecond Time;

Ordered, That the ſaid Reſolution be recommitted to the ſaid Committee of Public Claims.

The *fifth* Reſolution of the Committee, being read a ſecond Time;

Ordered, That the ſaid Reſolution be recommitted to the ſaid Committee of Public Claims.

The ſubſequent *Reſolution* of the Committee, being read a ſecond Time, was, upon the Queſtion put thereupon, agreed to by the Houſe.

Ordered, That it be an Inſtruction to the Committee of Propoſitions and Grievances, who are appointed to prepare and bring in a Bill for further continuing an Act, made in the fifth Year of the Reign of his preſent Majeſty, intituled *An Act for amending the Staple of Tobacco, and for preventing Frauds in his Majeſty's Customs*, that they make Proviſion in the ſaid Bill for increaſing the Salaries of the Inſpectors of Tobacco at *Boyd's* Warehouſes, in the County of *Prince George*, ten Pounds *per Annum*, each.

A *Petition* of ſeveral perſons, of the County of *Fairfax*, whoſe Names are thereunto ſubſcribed, was preſented to the Houſe, and read; ſetting forth, that two Lots in the Town of *Colcheſter*, in the ſaid County, Numbers 6 and 42, on which, with a third Lot, Number 29, an Inſpection of Tobacco was eſtabliſhed in or about the Year 1763, being improper Situations, the Warehouſes were built upon the ſaid Lot Number 29, and upon an adjoining Lot, Number 7, belonging to the ſame Proprietor; and that the Court of the ſaid County have lately ordered another Warehouſe to be built in the ſaid Town, the moſt convenient Place for which, there not being Room on the ſaid Lots 7 and 29, is the Lot, Number 8, adjoining one of the others; and further ſetting forth, that the Salary allowed to each of the Inſpectors at the ſaid Warehouſes, which has been lately reduced to thirty five Pounds, *per Annum*, is inadequate to their Trouble, leſs than is allowed to other Inſpectors whoſe Services do not deſerve more, and not ſufficient to engage Men of Characters to undertake the Office; and therefore praying, that the ſaid Lots 7 and 8, inſtead of 6 and 42, may be eſtabliſhed as the legal Inſpection; and that the Salaries of the ſaid Inſpectors may be made equal with thoſe of other Inſpectors, who perform no greater Services; and that the Inſpectors of the laſt Year may have a reaſonable Compensation for their Trouble. 74

Ordered, That the ſaid petition be referred to the Conſideration of the Committee of Propoſitions and Grievances; and that they do examine the Matter thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

Ordered, That it be an Inſtruction to the Committee of Propoſitions and Grievances, who are appointed to prepare and bring in a Bill purſuant to the Reſolutions of the ſaid Committee, which were reported to the Houſe, upon *Friday*, the 28th Day of laſt Month, and which were agreed to by the Houſe, that they have Power to receive a Clause or Clauſes, to empower *James Edmondſon* to erect a Gate or Gates upon the main Road leading through his Land, from *Piſcataway* Ferry, in the County of *Effex*.

Mr Richard Henry Lee preſented to the Houſe, according to Order, a Bill for continuing and amending the Act, intituled *An Act for deſtroying Crows and Squirrels in certain Counties therein mentioned*; and the ſame was received, and read the firſt Time.

Reſolved, That the Bill be read a ſecond Time.

A *Petition* of divers of the Inhabitants of the Pariſh of *Albemarle*, in the County of *Suffex*, whoſe Names are thereunto ſubſcribed, was preſented to the Houſe, and read; ſetting forth, that the ſaid Pariſh is extenſive, and the Tithables thereof numerous, and that there are four Churches in it; and therefore praying that the ſaid Pariſh may be divided into two Pariſhes.

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¹ Hening, VIII, p. 69. ² Ibid, VIII, p. 389.

A *Motion* was made, and the Question being put, that the said Petition be referred to the Consideration of a Committee;

It passed in the Negative.

Resolved, That the Petition be rejected.

A *Petition* of *Thomas Coleman* and *Thomas Butler*, Inspectors of Tobacco at *Aylett's* and *Todd's* Warehouses, in the Counties of *King William* and *King and Queen*, was presented to the House, and read; praying that their Salaries may be increased.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

M^r Bland reported from the Committee of Propositions and Grievances, to whom several petitions were referred, that the Committee had examined the Matters of the said petitions, and had come to several Resolutions thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the petition of divers Inhabitants on *Goose* Creek, in the County of *Bedford*, praying that *Jeremiah Early* may be compelled to open a Gate in his Mill Dam, at the Mouth of the said Creek, for admitting Fish, be rejected.

Resolved, That it is the Opinion of this Committee, that the petition of divers Inhabitants of *Bedford* County, praying that an Act may pass, directing Slopes to be made in Mill Dams, and empowering certain Persons to prescribe the Manner of making the same, is reasonable.

The said *Resolutions*, being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That a Bill be brought in pursuant to the second Resolution; and that the said Committee do prepare, and bring in the same.

And then the House adjourned till Tomorrow Morning, eleven of the Clock.

Tuesday, the 10th of March, 12 George III. 1772.

⁷⁶ SEVERAL other *Members* having taken the Oaths appointed to be taken by Act of Parliament, and repeated and subscribed the Test, took their Places in the House.

M^r Treasurer reported from the Committee for Religion, to whom the Petitions of the Inhabitants of the Parish of *Saint John*, in the County of *King William*, praying a Dissolution of the Vestry of the said Parish, and also the Petition of several Vestrymen of the said Parish, in Opposition thereto, were referred, that the Committee had examined the Matter of the said Petitions, and had directed him to report the same, together with the Resolutions of the Committee thereupon, to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, *viz.*

Upon the first *Article* of Charge, "suggesting that a Party Spirit subsists amongst the Members of the Vestry, whereby the Business of the Parish is retarded, and other great Inconveniences sustained," it appears to your Committee, from the Testimony of *William Peters Martin*, that he heard *M^r Thomas Claiborne*, one of the Vestry, say, upon being told the Parishioners were dissatisfied with the Conduct of the Vestry, and particularly at their not Meeting, that he would never attend as a Vestryman again; that he knows some of the Parishioners refused to receive the Orders of Vestry for Professioning, alledging that they had not been made in proper Time; that he heard *Col. Francis West*, when in Liquor and in a Passion, but out of Vestry, declare that he had rather be found at Sheepstealing, than in Vestry again, and that he would never more go to Vestry; that *M^r John Quarles*, another of the Vestry, resenting this Behaviour, some

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Abufe followed on both Sides, and a Struggle enfued; that this happened upwards of a Year ago; that the faid *Martin*, upon hearing who were Candidates for Seats in the Veftry, in Cafe a Diffolution fhould take Place, publicly declared, if thofe Candidates fhould be elected, fome of whom he thought ignorant Men, that the Parifh, in his Opinion, would not be fo well ferved as by the prefent Veftry; and that he therefore hoped the Veftry would not be diffolved.

It further appears to your *Committee*, from the Teftimony of *John Watkins*, that he has frequently attended the Veftry; but never difcovered any Party Spirit in the Members.

It alfo appears to your *Committee*, from the Teftimony of *Ifaac Quarles*, that he was at *King William Court-Houfe*, the 27th of *December* laft, when a Veftry was appointed to be held for laying the Parifh Levy; that *Col. Braxton* defired him to go to *Col. Francis Weft*, and inform him, that there were fix Veftrymen affembled; and that he defired he would come, in Order to make a Veftry; but if the faid *Weft* was not able, he was defired to wait on *M^r Roger Gregory*, another Veftryman, and tell him the fame; that he accordingly went to *Col. Weft's Houfe*, and delivered his Meffage, but the faid *Weft* was unable to attend; that, *M^r Gregory* being prefent, he delivered him the like Meffage, but the faid *Gregory* faid, he had been waiting fome Time there to fee whether *Col. Bernard* and *Thomas Moore* went up the Road, that it was then too late to do Bufinefs, and he would not go; that the faid *Quarles* ftayed at *Col. Weft's* about an Hour, when he returned to the Court-Houfe, the Sun being about an Hour high; that the Diftance from *Col. Weft's* to the Court-Houfe is about feven Miles.

It likewife appears to your *Committee*, from the Teftimony of *Thomas Rofe*, that he hath been Clerk of the faid Veftry about four Years; that he never obferved any Difputes in the faid Veftry, or anything of a Party Spirit, amongft the Members, except what is hereafter mentioned; that about eighteen months ago, upon a Queftion being agitated in Veftry, whether they fhould purchafe Land for a new Glebe, or add to the old one, fome Warmths and Difputes arofe, but the Veftry came to no Conclufion that Day, upon that particular Bufinefs; that he thinks thefe Difputes and Warmths might have prevented the Veftry's coming to a Determination; that, when it was propofed in Veftry, that a Piece of Land called *Tuckcoman's* belonging to *M^r Thomas Claiborne*, fhould be purchafed for a Glebe, the faid *Claiborne* declared he thought the Parifh not able to buy it, and that he would not vote in the Queftion; that, though this was propofed, and talked of in the Veftry, no Queftion was put relative to the faid Land, the Veftry agreeing to wait and fee how much could be raifed by Subscription, from an Unwillingnefs to tax the People more than 300 *l.* at that Time; that, to his Knowledge, no Queftion was ever put at any other Time in Veftry, concerning the Purchafe of this Tract of Land; that, during his Clerkship, *M^r Thomas Claiborne* has given due Attendance, conducted himfelf, in his Opinion, as well as any Member of the faid Veftry, and, as far as he knows or believes, with Candor and Impartiality.

It further appears to your *Committee*, from the Teftimony of the Reverend *Henry Skyring*, that at a Veftry held in *October*, 1770, fome Words paffed between him and *M^r Braxton*, a Member of the Veftry, occafioned, as he believes, by a Mifunderftanding between them; that the Queftion then put was, whether they fhould add to the prefent Glebe, or purchafe a new one? To which the faid *Skyring*, with fome Warmth, anfwered that, as to adding to the old Glebe, "their Honours were at Stake to do it, fhould he at any Time call upon them; but that the Situation of the Glebe was then Difagreeable to him;" that there were other warm Difputes amongft the Members of the Veftry that Day upon the fame Queftion; that *M^r Braxton* asked him, out of Veftry, whether it would be agreeable to him if the Veftry fhould come to a Refolution of purchafing a Tract of Land belonging to the faid *Braxton*, called *Broad Neck*, which Queftion he remembers he did not anfwer; that Lands belonging to *M^r Quarles*, *M^r Thomas Claiborne*, and others, had been propofed for the fame Purpofe, though *M^r Claiborne's* Land, he believes, was not mentioned when thofe Difputes happened; that *M^r Thomas Claiborne*, ever fince his being of the Veftry, has given due Attendance; that he thinks him an ufeful
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and an impartial Member; that when the said *Claiborne's* Land was proposed to be purchased for a Glebe, he declared he would not give his Vote, as he thought the Parish unable to make such a Purchase; that, however, the Question was never put; that the said *Claiborne* attended the Day Mr *Gregory* was sent for, and did not come; that he has not yet received his Salary for the Year 1769, when the said *Claiborne* was Collector, though he does not blame him, or any of the Vestry, but his Deputy *Thomas Littlepage*, whom he had so good an Opinion of, at that Time, that he would have preferred him as a Collector; that he has seen, from under the Hand of said *Littlepage*, a State of his Accounts as Deputy Collector for the said *Claiborne*, wherein he fully acquits the said *Claiborne* from the Payment of the Minister, and the other Parish Creditors; that the first Time the Vestry was called was, as he thinks, the 18th of *November* last; there were present Col. *Francis West*, Mess. *John Quarles*, *Garlick*, *Braxton*, and *John West*; that Mr *Philip Whitehead Claiborne* was at that Time on his Death Bed; that Col. *Bernard Moore* was very ill with the Gout; that Mr *Roger Gregory* had lost his Lady not more than three or four Days before, and that Mr *Thomas Claiborne*, as he understood, was attending *Effex* Court; that he cannot particularly say what was the Reason of Col. *Thomas Moore's* not attending, but believes, at that Time, he was afraid of the Sheriff; that the next Time, they proposed to hold a Vestry, the same Reasons, in some Measure, prevailed to prevent it; the said *Philip Whitehead Claiborne*, and *Bernard Moore*, could not possibly attend, and Mr *Gregory* was not then buried.

It also appears to your Committee, from the Testimony of *Fendall Southerland*, that he has often been at Vestries held for *Saint John's* Parish, and has heard many Disputes among the Vestrymen, which he thinks seemed to look like a Party Spirit in the said Vestry; that he hath heard Mr *Thomas Claiborne*, Mr *Gregory*, Col. *Francis West*, and others, of the said Vestry, say that the Vestry wanted to make Parties to carry Points; that Mr *William Dandridge*, one of the Vestry, has resigned, and he heard the said *Dandridge* say he did it on Account of some Disputes which happened in Vestry; that several of the Persons appointed to procession Lands have declared that they would not proceed in their Business, as the Time for beginning was past before they received the Orders, and they could not compleat them before the Return Day; that he was at the Court-House the 27th of *December* last, the Day appointed to lay the Parish Levy, and there being only six Members, a Messenger was dispatched for Col. *West*, as the said *Southerland* understood, or Mr *Gregory*, if Col. *West* could not come; that when the Messenger returned, he informed the Members of the Vestry present, that the said *West* was too much indisposed to attend, and that the said *Gregory* said he had waited some Time for Col. *Moore* to have gone up with him, but that it was then too late, and he would not come, or Words to that Purpose; that upon this being told the said *Braxton*, he declared he never would meet in that Vestry again, and that it was high Time for a Dissolution; that he would draw a Petition for the People to sign for that Purpose, which he did, as the said *Braxton* informed him; that he believes the said *Braxton*, with many others, signed the said Petition; that he hath heard the said *Braxton*, *Thomas Claiborne*, *John Quarles*, *Roger Gregory*, and *Francis West*, declare that they were willing a Dissolution should take Place, and would sign a petition; that he heard the said *Thomas Claiborne* in Vestry, some Years ago, say the Vestry had levied 2000 lbs. of Tobacco for the Minister contrary to Law; and that, if for no other Reason, the said Vestry ought to be dissolved; that he has heard some others of the Vestry declare that, as there was not one of the Vestry living who had been chosen by the People, the said Vestry ought to be dissolved for that Reason.

It further appears to your Committee, from the Testimony of *Holt Richeson*, that he was at a Vestry held at the Court House, when a Dispute happened about purchasing Land for a new Glebe; that Mr *Roger Gregory*, some Time before that, desired him to speak to Mr *William Dandridge*, to join their Party; on which he, thinking the said *Dandridge* was not to be influenced, told him he did not chuse to do it, as he thought it would be using the said *Dandridge* very ill, and that he would have a Right to break his Head; to which the said *Gregory* replied, if the said *Dandridge* did not join them, they could not carry their Point in purchasing a Piece of Land, called *Tuckcoman's*; that in Course of the

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the Debate, that Day, about purchasing *Tuckcoman's*, Col. *West* insisted it would be cheaper to purchase that Land than to add to the Glebe; on which several Disputes arose, and the Vestry broke up, without doing any Business; that the same Evening he heard Mr *William Dandridge* declare he would not sit in Vestry again, unless it was to lay the Parish Levy, and soon afterwards he resigned; that some Time last Fall, being at Mr *Thomas Claiborne's*, in Conversation with him, the said *Claiborne* mentioned some Gentlemen, who he thought would be proper to fill up the Vacancies in the Vestry; that Mr *Claiborne* further said, that he himself, and Mr *Gregory*, had pitched upon three as Vestrymen, who, if they were chosen, would join them, and then the lower Gentlemen, would have a stronger Party than the upper, and they should be able to do as they pleased, or Words to that Effect; that the said *Richeson* replied, if Col. *Thomas Moore* appeared at Vestry, the upper Members would be on a footing with them, and they could not carry their Point; to which said *Claiborne* answered, if he, *Moore*, would not join them, he would put a Paper into Mr *Rose*, the Sheriff's Hands, which should keep him from attending, by which Means it would be in his Power to have those Gentlemen chosen he had pitched upon; that the Persons the said *Claiborne* mentioned to have joined him in carrying the Point, of choosing Vestrymen, were Col. *Francis West*, Mr *John West*, and Mr *Roger Gregory*, and the Persons proposed to be chosen were Mess. *Ferdinando Leigh*, *William Claiborne*, and *Richard Gregory*; that on his telling Mr *Braxton*, and Mr *William Dandridge*, the Conversation that passed between Mr *Thomas Claiborne* and him, Mr *Dandridge* answered, that before the Parish should be imposed upon, he would qualify, and act himself, as he was then re-chosen by the Vestry; that accordingly the said *Dandridge* went to Court to qualify, but no Court was held that Day; since which the said *Dandridge's* Indisposition has prevented his qualifying; that there are but nine Members qualified to act as Vestrymen in the Parish, since the Death of Mr *Philip Whitehead Claiborne*, which happened some Time about the first of *December* last.

It likewise appears to your Committee, from the Testimony of Mr *William Dandridge*, Vestryman of the said Parish, that the Reason of his resigning his Seat in Vestry was, that after a Question had been argued, and five of the Members, which were a Majority, had agreed to come to a Resolution, and enter an Order thereupon, the other three Members, then present, refused to sign the Orders, and the Vestry were obliged to break up without doing any Business; that the three Gentlemen who refused to sign, were Col. *Francis West*, Mr *Thomas Claiborne*, and Mr *Roger Gregory*; and that it is customary, in that Vestry, for all the Members present to sign the Orders.

It also appears to your Committee, from the Testimony of Mr *Carter Braxton*, that on the 27th of *December* last, six of the Vestry of *Saint John's* Parish, having met at *King William* Court-House, to do the Business of the Parish, they, or some of them, desired Mr *Claiborne* to write a Letter to Col. *West*, and Mr *Roger Gregory*, desiring them, or one of them, to attend, but a Messenger was dispatched for that Purpose before Mr *Claiborne*, who had retired to write the Letter, returned with it; that the said *Claiborne*, apprehensive that the Vestry might suspect him of not having wrote what they had desired, requested the said *Braxton* to read the Letter, upon Perusal of which he was fully convinced that it only contained the Sense of the Vestry; that the said *Claiborne* told the said *Braxton*, then Sheriff of the said County, that he had an Execution against Mr *Thomas Moore*, who was then present, and was directed to put the said Execution into the said *Braxton's* Hands, but that he would not do it, as the said *Moore* came up to do the Parish Business; that he, the said *Braxton*, never did discover any Party Spirit, or Partiality, in the said *Claiborne*, as a Vestryman; that he had often differed with him in Opinion, but that he did not impute it to any private Views of the said *Claiborne*; that he thinks the said *Claiborne* one of the most able and serviceable Vestrymen in the Parish; that he, the said *Braxton*, with the other Members of the Vestry, did solicit Mr *William Dandridge*, who had resigned, to resume his Seat in the Vestry; that the said *Dandridge* made some slight Objections, as to the Propriety of resigning one Day, and resuming the same Place the next, but desired some Time to think of it; that the Vestry, however, re-elected the said *Dandridge*, as they knew him to be a worthy Member; that the said *Dandridge* has never
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yet qualified, but did some Time in *December* laſt, on being told what M^r *Richeson* affirmed, declare he would act rather than the Pariſh ſhould be impoſed upon. The ſaid *Braxton*, being aſked whether he did not deſire M^r *William Aylett* to meet at the next Court, in Order to qualify the ſaid *Dandridge*, before the meeting of the Veſtry, which was appointed to be held on the 27th of *December*, replied, that he did not remember ſuch Converſation, but would admit he had done ſo; the ſaid *Braxton* being aſked by M^r *Samuel Garlick* his Opinion of him, as a Veſtryman, replied, that he believed him to be a worthy, honeſt Man, and a good Veſtryman.

It further appears to your Committee, from the Teſtimony of *Bernard Powers*, that he was at the Court-Houſe the 27th of *December* laſt, when a Veſtry was appointed to be held to lay the Pariſh Levy, and underſtanding that there was not a ſufficient Number to hold a Veſtry, Col. *Braxton* ſent M^r *Iſaac Quarles* for Col. *West*, and M^r *Gregory*; that the ſaid *Quarles* returned, and informed the ſaid *Braxton* that Col. *West* was unable to come, and that M^r *Gregory* would not come; that this ſeemed to diſpleaſe the ſaid *Braxton*, and he then declared he thought it was high Time to move for a Diſſolution, when the Gentlemen of the Veſtry would not attend to do Buſineſs, and that he would draw a Petition for that Purpoſe; that M^r *Thomas Claiborne*, another Veſtryman, who was then preſent, likewise ſaid, “do it as ſoon as you will, and if I don’t ſign it, it will be becauſe I cannot write”; that ſoon after a Petition, ſaid to be drawn by the ſaid *Braxton*, was handed about, and the ſaid *Powers* was aſked to ſign it, which he did, with many others.

With Reſpect to the ſecond and third Articles of Charge, complaining that the ſaid Veſtry had made an Order to petition this Houſe for a Law to enable them to ſell their Glebe, and allow the Rector of the Pariſh fifty Pounds a Year, in Lieu thereof, and ſuggeſting that by the ſaid Veſtry’s taking ſuch a Step, the Pariſh had loſt about the Sum of four hundred Pounds, ſubſcribed in that, and the neighbouring Pariſhes, to make Additions to the Glebe, it appears to your Committee, that the Veſtry judging their preſent Glebe inſufficient for the Miniſter, on the 29th Day of *November*, 1768, made an Order, appointing M^r *Philip Whitehead Claiborne*, *Samuel Garlick*, *William Dandridge*, *Thomas Moore*, and *John West*, Gentlemen, or any three of them, to view the Lands of *James Quarles*, and make Report of the Value thereof to the next Veſtry; that at another Veſtry, held the 30th of *November*, 1770, the ſaid Veſtry not having then fixed on a Piece of Land for a Glebe, it was ordered, that *James Quarles*, *Francis West*, *Bernard Moore*, *Philip Whitehead Claiborne*, *John West*, *Samuel Garlick* and *Carter Braxton*, Gentlemen, or any three of them, ſhould meet at the Court Houſe, on *Tueſday* the 11th of *December* following, by nine o’Clock, to view the Lands adjacent to the Glebe, and make Report to the Veſtry of the Value and Conveniences of the ſame, that the ſaid Veſtry might be informed of the moſt proper Piece of Land that could be annexed to the Glebe.

It further appears to your Committee, that on the 25th Day of *Auguſt*, 1770, the ſaid Veſtry, being apprehenſive that the Reverend M^r *Skyring* would leave their Pariſh, as they underſtood an advantageous Offer had been made him from another, in Hopes of inducing him to continue with them, ſet on Foot, and actually entered into Articles of Subscription, in the Words following, to wit: “We the Subſcribers, being willing and very deſirous of keeping our preſent Incumbent, the Reverend M^r *Henry Skyring*, in the Pariſh of *St. John*, and County of *King William*; and whereas we have this Day thought in Veſtry, that the Glebe, now appropriated for the Uſe of the Miniſter in the ſaid Pariſh, is inſufficient for the Support of him, and, at the ſame Time, were of Opinion that the Veſtrymen of the ſaid Pariſh could not, with Propriety, tax the People ſufficiently to purchaſe ſuch a Glebe as might or would be agreeable to the preſent Incumbent, we have ſell on the following Method, *viz.* we, and each of us, do hereby agree, and do bind ourſelves, our Heirs, Executors, and Adminiſtrators, to pay the Sums reſpectively ſubſcribed to each of our Names, for and towards purchaſing ſuch a Piece of Land as ſhall be agreeable to the ſaid M^r *Skyring*, for the Uſe of the ſaid *Skyring*, and his Succeſſors, as Miniſters of the Pariſh aforeſaid, for and towards enabling the Veſtry to purchaſe a ſufficient Glebe for the ſaid Pariſh; and in Order to render the Collection of the ſame more certain, we, and each of us, do hereby authorize and empower the Veſtry of our
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faid Parish to levy the Sums refpectively fubfcribed to our Names, on our Goods and Chattels, Lands and Tenements to be collected by fuch Perfon as fhall by the faid Veftry be appointed to collect the Parifh Levy next to be laid;" that there was fubfcribed two hundred and forty-two Pounds in all, of which one hundred and feventy Pounds were fubfcribed by different Members of the Veftry.

It further *appears* to your *Committee*, that, on the 8th Day of *December* following, other Articles of Subscription were fet on Foot, which are contained in thefe Words, to wit, "Whereas on the 25th Day of *Auguft* laft, the Veftry of *Saint John's* Parifh met at the Houfe of Mr *Richard Banks*, and being very defirous of keeping the prefent Incumbent, Mr *Henry Skyring*, they then fell upon a Method of raifing a Sum of Money by Subscription to purchafe Lands for the faid Incumbent, and Ufe of the Parifh, but fince which it is thought more expedient to lay out Part of the Money fo fubfcribed in purchafing Negroes for the Ufe of Mr *Henry Skyring*, during his Continuance, as Rector in this Parifh, and in Cafe of the Death or Refignation of the faid Mr *Henry Skyring*, the faid Negroes fhall be vefted in the Veftry of the faid parifh of *Saint John*, and the Profits and Increafe arifing from fuch Negroes to be laid out either for the Support of the next Incumbent, or leffening the Parifh Levy, as the faid Veftry fhall think proper; we and each of us do hereby agree, and do bind ourfelves, our Heirs, Executors, and Adminiftrators, to pay the Sums refpectively fubfcribed to each of our Names, firft, for and towards purchafing four Slaves, two of which to be Females, the Overplus to be applied in purchafing or adding any Lands to the prefent Glebe that the Veftry fhall think proper. It is hereby declared by the faid Veftry, that the Subfcribers to this fhall be difcharged from the Payment of the former Subscription of the above Date, and in Order to render the Collection of the fame more certain, we, and each of us, do hereby authorize and empower the Veftry of our faid parifh to levy the Sums, refpectively fubfcribed to our Names, on our Goods, and Chattels, Lands, and Tenements, to be collected by fuch Perfon as fhall by the faid Veftry be appointed to collect the Parifh Levy;" which laft mentioned Articles were fubfcribed by Mr *John Roane*, and feveral others, who had fubfcribed the former Articles.

It further *appears* to your *Committee*, that the Veftry taking into Confideration the Value of the Land which had been viewed, and which was eftimated at 400 *l.* and finding the Repairs of their prefent Glebe would amount to 200 *l.* at leaft, they judged it moft for the Intereft of the Parifh to accept a Propofal, made by their Minifter, to allow him 50 *l. per Annum* in Lieu of the Glebe, and accordingly, at a Veftry held the 22^d of *April*, 1771, it was ordered, that the Churchwardens, for the Time being, fhould prepare a Petition, to be figned by the Veftry, to apply to the next Seflion of Affembly, for Leave to fell their prefent Glebe, it being adjudged in Veftry that the fame was infufficient, and to allow the Veftry to comply with a Bargain that Day made with their prefent Incumbent, the Reverend Mr *Henry Skyring*, which was to allow him 50 *l.* a Year, in Lieu of another Glebe to be bought, during his Refidence in the faid Parifh, and the Parifh to receive five *Per Cent.* on the Amount of the Sale of the faid Glebe.

It further *appears* to your *Committee*, from the Declarations of feveral of the Veftry, that the Money propofed to be raifed by the Subscription is ftill left in the Hands of the Subfcribers, unappropriated, and is now intended to be laid out in Slaves, for the Ufe of the prefent Incumbent, provided he remains in the Parifh, and the Contraft before mentioned takes Place.

It further *appears* to your *Committee*, from the Teftimony of *John Roane*, that he, being at the Upper Church in the faid Parifh, faw a Paper handed about, to raife a Sum of Money, by Subscription, to purchafe a Glebe, in Order to induce the Minifter to continue in the Parifh; that Mr *William Aylett* and he fubfcribed 40 *s.* each, and on their way Home, the faid *Aylett* expreffed fome Diffatiffaction at the Smallnefs of the Sum, and that they agreed to make each of their Subfcriptions ten Pounds, but that he thinks his Defign in fubfcribing has not been carried into Execution, and that therefore he does not think himfelf obliged to pay any Part of the Money, as he has underftood the Veftry intends to lay out the Money in Slaves, inftead of Land; that

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he signed the second Subscription, supposing it a Copy of the first, and therefore did not read it; that the said *Aylett* and *Roane* live in *Saint David's* Parish.

It also appears to your Committee, from the Testimony of *Holt Richeson*, that he thought the Design of the Subscription was to purchase a Glebe, to induce *M^r Skyring* to continue in the Parish, and that otherwise the Subscription was to be of no Effect, if a Sufficiency could not be procured for that Purpose.

Upon inquiring into the fourth and last Article of Charge, complaining that the said Vestry in the Years 1766, and 1767, made an Order to Rent out the Glebe, and allow the Minister 2000 lbs. of Tobacco, and Cask, a Year, in Lieu thereof, that the Tobacco had been annually levied on the Petitioners, and the Glebe rented out in a very imprudent Manner, for the inconsiderable Sum of 5 *l. per Annum*, and this not regularly accounted for, it appears to your Committee, that at a Vestry, held the 15th of *April*, 1766, it was "resolved, that the Vestry do levy for the Reverend *M^r Skyring* 2000 lbs. of Tobacco, and Cask, yearly, in Lieu of the Glebe, during his Pleasure;" and that at another Vestry, held the 24th of *November*, in the same Year, it was "ordered, that the Churchwardens let the repairing of the Glebe, and rented it out for the Use of the Parish," and that, at another Vestry, held the 1st Day of *December*, 1769, "*Col. Francis West* acknowledged himself indebted to the Parish, for the Rent of the Glebe, two Years, ten Pounds."

It further appears to your Committee, from the Testimony of *M^r Samuel Garlick*, a Member of the said Vestry, that he, amongst the rest of the Vestry, consented to let *Col. Francis West* live as a Tenant on the Glebe, the first Year, for putting the Fences and keeping the Houses in Order, and that he was to pay, for the second Year, 10 *l.* Rent; that in his Opinion, it was a very advantageous Bargain for the Parish, as *Col. West* informed him, he had got fourteen thousand Rails, and made some little Repairs to the Glebe; that, in the Month of *February* last, after Notice had been given by public Advertisements, the renting of the Glebe was set up at public Auction, that no Person offered more than 6 *l.* a Year, till he, for the Benefit of the Parish, bid for the said Glebe, and raised the Rent to 10 *l.* 10 *s.* 6 *d.* at which Price it was let to one *Jason Isbell*, who gave Bond and Security for the Payment of the same.

It further appears to your Committee, from the Testimony of *M^r Carter Braxton*, upon his being asked why the Vestry rented the Glebe to *Col. West*, without letting it up, to the highest Bidder that he did not recollect whether he was in Vestry at that Time, or not, but that the Vestrymen told him it was let to *Col. West*, because he was to live on the Glebe, make some slight Repairs, and renew the Fences, and that they expected he would take more Care of it than any other Person, for which Reason he was to have it the first Year Rent free.

It further appears, from an Account stated in the Vestry Book, that the Parish has had Credit for ten Pounds, the Rent due from *Col. West*, though on that Account *M^r Claiborne*, the Collector, appears indebted to the Parish upwards of four Pounds, which the present Collector has taken upon himself. Several of the Vestrymen declared before your Committee, that they thought it for the interest of the Parish to allow their Minister 2000 lbs. of Tobacco, rather than put the Parish to the Expence of repairing the Glebe, which they supposed would have cost upwards of two hundred Pounds.

It further appears to your Committee, from the Testimony of *M^r Thomas Rose*, that the Parish Levy this Year is 24 lbs. of Tobacco *per Poll*; that last Year it was settled at 40, as the Vestry had in View the repairing of the Churches, but this not having been done, there remained a Quantity of Tobacco in Hand, which occasioned a Reduction of the present Year's Levy, and that for several Years preceding the last, the Levy has not exceeded 30 and 30 odd Pounds of Tobacco *per Poll*.

Upon the whole Matter, your Committee came to the following Resolutions, *viz.*

Resolved, That it is the Opinion of this Committee, that so much of the first Article of Charge, as alleges such a Party Spirit to have subsisted amongst the Members of the present Vestry, as is in the highest Degree prejudicial to the true Interest of the Parish, that it created Warmths, retarded Business, and hath, of late years, prevented Meetings

Meetings; that several of the Vestry have declared they never would meet again in Vestry, and expressed a Willingness for a Dissolution to take Place, hath been proved, and is true.

Resolved, That it is the Opinion of this Committee, that so much of the said first Article, as suggests, that the Prevalence of a Party Spirit amongst the Members of the said Vestry hath prevented the laying of the Parish Levy for the last Year, hath not been proved, and is not true.

Resolved, That it is the Opinion of this Committee, that the said Vestry, with respect to any Thing laid to their Charge, either in the second, or third Article, have not been Guilty of any Breach of their Duty.

Resolved, That it is the Opinion of this Committee, that the said Vestry, with Respect to any Charge laid against them in the fourth, and last Article, have not been Guilty of any Breach of their Duty.

Resolved, That it is the Opinion of this Committee, that the said Petitions, praying that a Law may be enacted to dissolve the said Vestry, be rejected.

The *first* Resolution of the Committee being read a second Time;

The *Amendment* following was proposed to be made thereunto, *viz.*

To add at the End thereof these Words, *viz.*

“*As to those Members who refused to confirm the Resolution of the Vestry, by signing their Orders, and neglected to attend the said Vestry, to do the Parish Business, when duly summoned thereto, but not as to the other Members of the said Vestry.*”

And the said *Amendment* was, upon the Question put thereupon, agreed to by the House.

Resolved, That the House doth agree with the Committee in the said Resolution so amended, that so much of the first Article of Charge as alleges such a Party Spirit to have subsisted amongst the Members of the present Vestry, as is, in the highest Degree, prejudicial to the true Interest of the Parish; that it created Warmths, retarded Business, and hath of late Years prevented Meetings; that several of the Vestry have declared they never would meet again in the Vestry, and expressed a Willingness for a Dissolution to take Place, hath been proved, and is true, as to those Members who refused to confirm the Resolution of the Vestry, by signing their Orders, and neglected to attend the said Vestry, to do the Parish Business, when duly summoned thereto, but not as to the other Members of the said Vestry.

The *second*, *third*, and *fourth* Resolutions of the Committee, being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

The subsequent *Resolution* of the Committee, being read a second Time;

And the Question being put, that the House doth agree with the Committee in the said Resolution;

It passed in the Negative.

Resolved, That the said Petitions, praying that a Law may be enacted to dissolve the said Vestry, are reasonable.

Ordered, That M^r *Aylett* and M^r *Dandridge* be added to the Gentleman, who is appointed to prepare, and bring in a Bill, pursuant to the Prayer of the Petition of the Vestrymen of the Parish of *Saint Martin*, in the Counties of *Hanover* and *Louisa*, for an Act to dissolve the Vestry of the said Parish.

Ordered, That it be an Instruction to the Gentlemen who are appointed to prepare and bring in the said Bill, that they do make Provision in the said Bill for dissolving the Vestry of the Parish of *Saint John*, in the County of *King William*.

M^r *Treasurer* presented to the House, according to Order, a Bill for dividing the Parishes of *Southam*, in the County of *Cumberland*, and *Dale*, in the County of *Chesterfield*; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

A *Petition* of several Persons of the County of *Amelia*, whose Names are thereunto subscribed, praying that a Public Warehouse, for the Reception of Wheat, may be established, under proper Regulations, at *Gatefield*, on *James River*; and also,

A *Petition* of several Persons of the County of *Chesterfield*, whose Names are thereunto subscribed, praying that Public Warehouses, for the Reception of Wheat, may be established, under proper Regulations, at some convenient Place or Places, Upon *James River*; and also,

A *Petition* of several Persons of the County of *Cumberland*, whose Names are thereunto subscribed, praying that a Public Warehouse, for the Reception of Wheat, may be established, under proper Regulations, at *Rocky Ridge*, or *Chester*, on *James River*,

Were severally presented to the House, and read.

Ordered, That the said Petitions be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

The *Order* of the Day being read;

Resolved, That this House will, upon *Friday* next, resolve itself into a Committee of the whole House upon the Bill to remove the Seat of Government to a Place more convenient to the Inhabitants of this Colony.

Mr *Bland* reported from the Committee of Propositions and Grievances, to whom the *Petition* of the Magistrates, and several Persons of the County of *Surry*, and of several Persons of the Town of *Cobham*, and others, was referred, that the Committee had examined the Matter of the said petition, and had come to several Resolutions thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that so much of the said petition, as prays that the Titles to the Lots, purchased of former Trustees for the said Town of *Cobham*, may be confirmed, and new Trustees for the said Town appointed, is reasonable.

Resolved, That it is the Opinion of this Committee, that such other Part of the said *Petition*, as prays that Swine may be prohibited from going at large in the said Town, be rejected.

Resolved, That it is the Opinion of this Committee, that the Residue of the said petition, praying that the Ferry from *Crouche's* Creek to *Jamestown* may be discontinued, and a Ferry from *Gray's* Creek to *Jamestown* be established, is reasonable.

The said *Resolutions*, being severally read a second time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That a Bill be brought in pursuant to the first Resolution; and that the said Committee do prepare, and bring in the same.

Ordered, That it be an Instruction to the said Committee, who are appointed to prepare, and bring in a Bill for repealing so much of the Act made in the fifth Year of the Reign of his present Majesty, intituled *An Act for appointing several new Ferries, and for other Purposes therein mentioned*, as established a Ferry from the Land of *Cornelius Thomas*, over the *Fluvanna*, to the Land of *Nicholas Davies*, that they have Power to receive a Clause or Clauses pursuant to the third Resolution.

A *Petition* of several Persons of the County of *Botetourt*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that the Distance which the Petitioners go to Market, with their Commodities, the chief of which is Hemp, would be lessened sixty Miles, by a Road over the South Mountain, the Cost of making which, it is apprehended, would not exceed three hundred Pounds; and therefore praying that such Road may be opened at the Expence of the Public.

Ordered, That the said *Petition* be referred to the Consideration of the Committee of Trade; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition* of several Persons of the County of *Elizabeth City*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that the Pond of a Water Grift Mill in the said County, belonging to the infant Heir of *Booth Armistead*, deceased, is not only injurious to the Health of those who live in the neighbourhood

bourhood

bourhood thereof, but renders large Quantities of fruitful Land, which might easily be drained, unprofitable, and hinders the carrying of a great deal of valuable Timber to Market, that the said Mill does not grind more than half the Year, and is of little Advantage to the Customers; and therefore praying that an Act may pass to discontinue the said Mill, or that the Petitioners may have such other Redress as shall seem just.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House. 81

And then the House adjourned till Tomorrow Morning eleven of the Clock.

Wednesday, the 11th of March, 12 George III. 1772.

MR Marshall presented to the House, according to Order, a Bill to explain and amend an Act, intituled *An Act to oblige the Owners of Mills, Hedges, or Stops, on the Rivers therein mentioned, to make Openings or Slopes therein for the Passage of Fish*; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

A Message from the Council by Mr Blair:

Mr Speaker,

The Council have agreed to the Bill, intituled An Act for further continuing the Act, intituled an Act for reducing the several Acts of Assembly for making Provision against Invasions and Insurrections into one Act, without any Amendment; and also,

The Council have agreed to the Bill, intituled an Act to empower the Clerks of County Courts to issue certain Writs of Execution into other Counties, without any Amendment; and also,

The Council have agreed to the Bill, intituled An Act to continue an Act, intituled an Act for establishing Pilots, and regulating their Fees, without any Amendment; and also,

The Council have agreed to the Bill, intituled An Act for vesting in Trustees certain Lands, whereof William Booth and Elizabeth his Wife are seized in Fee Tail, to be sold, and for laying out the Money, arising from the Sale, in purchasing other Lands, to be settled to the same Uses, without any Amendment; and also,

The Council have agreed to the Resolve for paying a Sum of Money, and an Annuity to John Robinfon.

And then the Messenger withdrew.

Mr Cary reported from the Committee of Public Claims, to whom the Petition of Inspectors of Tobacco at *Blandford* Warehouses, in the County of *Prince George*, had been referred, and to whom the Resolution of the Committee thereupon was recommitted, that the Committee had further examined the Matter of the said Petition, and had directed him to report the same, together with the Resolution of the Committee thereupon, to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, *viz.*

It appears to your Committee, that there are two Warehouses at the Inspection at *Blandford*, one of which is open on one Side, and the other on both; that the said Houses are inclosed in a Yard by a Wall about seven Feet high, made with Posts set in the Ground, and Inch Planks laid close together, and nailed thereon with twenty Penny Nails; that the back Side of one, and the Ends of both the said Houses, serve as Part of the Inclosure, and are strong and secure; and that the Gates to the said Wall are supplied with strong Locks and Chains.

Whereupon your Committee came to the following Resolution:

Resolved, That it is the Opinion of this Committee, that the said Petition of the Inspectors at *Blandford* be rejected.

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¹ Hening, VIII, p. 361.

² Ibid, VIII, p. 514.

³ Ibid, VIII, p. 516.

⁴ Ibid, VIII, p. 542.

⁵ Ibid, VIII, p. 640

The said *Resolution*, being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Ordered, That it be an Instruction to the Committee of Propositions and Grievances, who are appointed to prepare and bring in a Bill pursuant to the Resolutions of the said Committee, which were reported to the House upon *Friday*, the 28th Day of last Month, and which were agreed to by the House, that they have Power to receive a Clause or Clauses to empower *George Washington*, Esquire, to erect and Keep a Gate or Gates, on his Land, across the Road leading to *Posey's* Ferry, on *Potowmack* River; and also to empower *Joseph Cabell*, Esquire, to erect and keep a Gate or Gates, on his Land, across the Road leading to his Ferry on *James* River; and also to empower *Burwell Basset*, Esquire, to erect and keep a Gate or Gates, on his Land, across the Road, leading to the Brick House Ferry, on *York* River.

Mr *Cary* reported from the Committee of Public Claims, to whom the Petition of *Nathaniel Raines* and *Lewis Brown*, Inspectors of Tobacco at *Boyd's* Warehouses, in the County of *Prince George*, had been referred, and to whom one of the Resolutions of the Committee thereupon was recommitted, that the Committee had further examined the Matter of the said Petition, and had directed him to report the same, together with the Resolution of the Committee thereupon, to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, *viz.*

It appears to your *Committee*, that there are two Warehouses at the Inspection at *Boyd's*, which by a Wall made with Posts set in the Ground, and inch Planks laid close together, and nailed thereon with twenty Penny Nails, and running from the Ends of one of the said Houses to the Ends of the other, inclose a Yard; that the Outfides and Ends of the said Houses serve as part of the said Enclosure, and are strong and secure, but that the Infides fronting the Yard are open, and that the Gates to the said Wall are supplied with strong Locks and Chains.

Whereupon your *Committee* came to the following Resolution:

Resolved, That it is the Opinion of this Committee, that that Part of the said Petition of the Inspectors at *Boyd's* Warehouses, which relates to the stolen Tobacco, be rejected.

The said *Resolution*, being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Mr *Harrison* reported from the Committee of Trade, to whom the petition of several Persons of the County of *Botetourt*, inhabiting the Place called the *Cow Pasture*, and on *Craig's* Creek and *James* River, praying that a Road may be made over the South Mountain, at the Expence of the Public, was referred, that the Committee had examined the Matter of the said Petition, and had come to several Resolutions thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the further Consideration of the said petition be deferred till the next Session of General Assembly.

Resolved, That it is the Opinion of this Committee, that Commissioners be appointed to examine the Place proposed for the said Road, and that they report the Conveniences and Inconveniences thereof to the next Session of General Assembly.

The said *Resolutions*, being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That a Bill be brought in pursuant to the last Resolution; and that the Committee of Trade do prepare, and bring in the same.

A Claim of *Benjamin Powell* for repairing the Magazine; and also,

A Claim of *Joseph Kidd* for repairing the Magazine,

Were severally presented to the House, and read.

Ordered, That the said Claims be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Gray* presented to the House, according to Order, a Bill to enable the *Nottoway Indians* to lease certain Lands, and for other Purposes therein mentioned; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

A *Petition* of *Thomas Garth* was presented to the House, and read; setting forth, that a few Days before the Flood, which happened in *May* of the last Year, the Inspectors at *Shockoe* having opened a Hoghead of the Petitioner's Tobacco, and finding it in too high Case at that Time, had it laid by for further Inspection; that in the mean Time the Flood came and damaged the Tobacco; and that the Commissioners appointed by the Act of General Assembly, made for the Relief of those who suffered by that Calamity, allowed the petitioner for his said Hoghead of Tobacco no more than four Pounds three Shillings and four Pence, the Sum at which by the said Act a refused Hoghead of Tobacco was estimated; whereas the petitioner conceives his said Hoghead of Tobacco ought to have been considered, not as a refused, but as an uninspected Hoghead, for which he was intitled by the said Act to receive nine Pounds; and therefore praying that he may be allowed the further Sum of four Pounds sixteen Shillings and eight Pence.

A *Motion* was made, and the Question being put, that the said petition be referred to the Consideration of a Committee;

It passed in the Negative.

Resolved, That the petition be rejected.

Mr *Bland* reported from the Committee of Propositions and Grievances, to whom several Petitions were referred, that the Committee had examined the Matters of the said Petitions, and had come to several Resolutions thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the Petitions of the Inhabitants of the Counties of *Amelia*, *Chesterfield*, and *Cumberland*, praying that public Warehouses may be established for the Reception of Wheat, are reasonable.

Resolved, That it is the Opinion of this Committee, that so much of the Petition of divers Inhabitants of the County of *Fairfax*, as prays that the Lots, numbered 7 and 8 in the Plan of the Town of *Colchester*, may be added to the Lot, numbered 29, whereon to establish Warehouses for the Reception of Tobacco, is reasonable.

Resolved, That it is the Opinion of this Committee, that such other Part of the said Petition, as prays that the Inspectors Salaries at the said Town of *Colchester* may be increased, is reasonable, and that they ought to be allowed, each, the Sum of 45 *l. per Annum*.

Resolved, That it is the Opinion of this Committee, that the Residue of the said Petition, praying that the said Inspectors at *Colchester* may be allowed a Compensation for their last Year's extraordinary Trouble and Services, is reasonable, and that they ought to be allowed, each, the Sum of 10 *l.*

Resolved, That it is the Opinion of this Committee, that the petition of *Joseph Turner*, one of the Inspectors at the College and Capitol Landings, praying that his Salary may be increased to 35 *l. per Annum* as formerly, be rejected.

Resolved, That it is the Opinion of this Committee, that the petition of *Thomas Coleman*, and *Thomas Butler*, Inspectors of Tobacco at *Aylett's* and *Todd's* Warehouses, in the Counties of *King William* and *King & Queen*, praying an Increase of their Salaries, be rejected.

Resolved, That it is the Opinion of this Committee, that the petition of divers Inhabitants of the County of *Elizabeth City*, praying that an Act may pass to discontinue a Water Mill, in the said County, belonging to the infant Heir of *Booth Armistead*, deceased, be rejected.

The said *Resolutions*, being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered

Ordered, That a Bill be brought in pursuant to the first Resolution; and that the Committee of Trade do prepare, and bring in the same.

Ordered, That it be an Instruction to the Committee of Propositions and Grievances, who are appointed to prepare and bring in a Bill, for further continuing an Act made in the fifth Year of the Reign of his present Majesty, intituled *An Act for amending the Staple of Tobacco, and for preventing Frauds in his Majesty's Customs*, that they do make Provision in the said Bill, pursuant to the second and third Resolutions of the said Committee, this Day reported, and agreed to by the House.

Ordered, That the Committee of Public Claims do make an Allowance, in the Book of Public Claims, pursuant to the fourth Resolution of the Committee of Propositions and Grievances, this Day reported, and agreed to by the House.

A *Petition* of *Robert Goodwin* was presented to the House, and read; setting forth, that a short Time before the Inspection at *Falmouth* was discontinued, the Petitioner had repaired, at very considerable Expence, the Warehouses, of which he is Proprietor, and which are now become useles to him; and therefore humbly praying the Consideration of the House whether he ought not to be allowed a reasonable Satisfaction for the same.

Ordered, That the said Petition be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition* of Freeholders, Housekeepers, and other Inhabitants of the County of *Bedford*, whose Names are thereunto subscribed, setting forth, that there is but one Parish in the said County, called *Ruffell*, which is near ninety Miles in length, and that there is a sufficient Number of Tithables in the same to bear the Expences of two Parishes; and therefore praying that the said Parish may be divided by a straight Line, from the Mouth of *Goose* Creek, on *Staunton* River, to the upper End of *Fleming's* Mountain, on *James* River; and also,

Several *Petitions* of sundry Freeholders and Inhabitants of the Parish of *Ruffell*, in the County of *Bedford*, whose Names are thereunto subscribed, taking Notice of an Application intended to be made to this House for dividing the said Parish, and setting forth, that the said Division will be inconvenient, and that the Number of Tithables in the said Parish is little more than two thousand, of whom many are insolvent, and that five Churches have lately been built in it, which, if it be divided, will be rendered Useles; and submitting it to the Consideration of the House, whether the said Parish ought to be divided.

Ordered, That the said Petitions be referred to the Consideration of the Committee for Religion; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition* of *William Garrard* and *Thomas Mountjoy*, Inspectors of Tobacco at *Cave's* Warehouse, in the County of *Stafford*, was presented to the House, and read; setting forth, that the Quantity of Tobacco brought to the said Inspection is considerably greater than it was formerly; and therefore praying that their Salaries may be encreased.

Ordered, That the said petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition* of *Laurence Ashton*, of the County of *King George*, was presented to the House, and read; setting forth, that in the Year 1771, *Aaron*, a Negro Man Slave of the Petitioner, who had run away and concealed himself in the County of *Westmoreland*, and against whom, in Order to reclaim him, the Petitioner had caused a Proclamation of Outlawry to be duly published, being pursued, and refusing to surrender himself, was shot at, and slain; and therefore praying that the Petitioner may be paid for his said Slave by the Public.

Ordered, That the said Petition be referred to the Consideration of the Committee
of

of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition of William Aylett*, Proprietor of the Public Warehouses for the Inspection of Tobacco, at *Aylett's*, in the County of *King William*, was presented to the House, and read; setting forth, that hitherto the Petitioner hath kept the said Warehouses in Repair, at very great Expence, but that the Court of the said County hath lately ordered the said Warehouses to be repaired, in such a Manner that the Petitioner cannot afford to do it for the Rent by Law allowed, and that the Petitioner is willing to deliver up the said Warehouses to the Public, upon being paid the Value of them; and therefore praying, that proper Persons may be appointed to ascertain the said Value, to be paid to the Petitioner, or that he may be otherwise relieved, as this Honourable House shall think just. 85

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

The *Order* of the Day being read;

Resolved, That this House will, Tomorrow, resolve itself into a Committee of the whole House, upon the Bill for further continuing the Act, intituled *An Act for the better regulating and collecting certain Officers Fees, and for other Purposes therein mentioned*.

A *Petition of John Meredith and John Timberlake*, Inspectors of Tobacco, at the Brick House Warehouse, in the County of *New-Kent*, was presented to the House, and read; setting forth, that by the Discontinuance of the Inspection at *Hog Neck* the Trouble of the Inspectors at the Brick House being much increased, their Wages were raised from twenty-five to thirty Pounds *per Annum*, but in the Year 1769, were again reduced to twenty-five Pounds, which the Petitioners humbly conceive is not an adequate Satisfaction for their constant Attendance and great Trouble; and therefore praying that their Salaries may be settled at thirty Pounds *per Annum*.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

An engrossed *Bill* for building a Bridge over the Western Branch of *Nansemond* River, by Subscription, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act for building a Bridge over the Western Branch of Nansemond River, by Subscription*.

Ordered, That Mr *Bland* do carry the Bill to the Council, and desire their Concurrence.

Mr *Cary* reported from the Committee of Public Claims, to whom the Petition of *John Reynolds* and *William Edmondson*, Inspectors of Tobacco, at *Hobb's Hole* Warehouses, in the County of *Effex*, was referred, that the Committee had examined the Matter of the said Petition, and had directed him to report the same, together with the Resolution of the Committee thereupon, to the House, and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, *viz.*

It appears to your *Committee*, by a Certificate of the Testimony of the said *John Reynolds*, and *William Edmondson*, that on the Night of the 25th or 26th of *January* last, some Person or Persons (by drawing the Staples which confined the Bolt) broke open one of the Doors of the said Warehouse; that the Snow, which fell at that Time, prevented the said Inspectors, for several Days, from attending their Business, but as soon as the Weather permitted, they went to the said Warehouse, and discovered that a Hoghead of Tobacco, weighing Nett 1101 Pounds, was stolen, which said Tobacco they suspected was taken, and carried on Board a Ship, that sailed from *Tappahannock* on the 3rd of *February* last, for that some Time after, on a Marsh below the Town, an empty Hoghead was found, on which were the Mark, Number, and Weight of the said Tobacco, together with the Stamp of the said Warehouse. It further appears to your *Committee*, by other

¹ Hening, V, p. 326.

² Ibid, VIII, p. 552.

other Testimony, that the said Inspectors are very careful Persons; and that at the Time the said Tobacco was lost, the said Warehouse was in good repair.

Whereupon your *Committee* came to the following Resolution:

Resolved, That it is the Opinion of this Committee, that the said Petition is reasonable, and that the Petitioners ought to be allowed at the Rate of twenty Shillings *per* Hundred, for the Hoghead of Tobacco in the said Petition mentioned.

86 The said *Resolution*, being read a second Time, was, upon the Question put thereupon, agreed to by the House.

The House being informed that Mr *John Madison*, Clerk of the Court of the County of *Augusta*, Mr *Thomas Ruffin*, Clerk of the Court of the County of *Dinwiddie*, Mr *Robert Munford*, Clerk of the Court of the County of *Halifax*, and Mr *Fortunatus Sydnor*, Deputy Clerk of the Court of the County of *Henrico*, had not, pursuant to the Order of this House, sent Copies of the Lists of Tithables in their respective Counties, to the Clerk of this House, before or since the Meeting of this General Assembly;

Ordered, That the Serjeant at Arms, attending this House, do send to the said Clerks for such Lists; and that the Expences thereof be levied upon the said Clerks respectively.

Mr *Cary* reported from the Committee of Public Claims, to whom the Petition of *John Thornley* and *William Harrison*, Inspectors of Tobacco at *Gibson's* Warehouses, in the County of *King George*, was referred, that the Committee had examined the Matter of the said Petition, and had directed him to report the same, together with the Resolution of the Committee thereupon, to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, *viz.*

It appears to your *Committee*, by the Depositions of fundry Persons, that at the Time the Tobacco in the said Petition mentioned was lost, the said Warehouses were in good Repair; that the said Inspectors, as was their constant Custom, saw that the Doors of the said Warehouses were all well secured, when they left them, but on their Return, the next Morning, found the Lock broke, and one of the Doors forced off the Hinges; that upon Examination, they discovered that two Hogheads of Crop, weighing Nett 2000 Pounds, and 319 Pounds of Transfer Tobacco, were stolen; and that they immediately searched for the same, but their Endeavors proved ineffectual.

Whereupon your *Committee* came to the following Resolution:

Resolved, That it is the Opinion of this Committee, that the said petition is reasonable; and that the Petitioners ought to be allowed for the 2000 Pounds of Crop Tobacco, at the Rate of twenty Shillings *per* Hundred, and for the 319 Pounds of Transfer, at Two pence *per* Pound.

The said *Resolution*, being read a second Time, was, upon the Question put thereupon, agreed to by the House.

An engrossed *Bill*, to empower the Corporation of the Borough of *Norfolk* to assess a Tax on the Inhabitants thereof, for the Purpose therein mentioned, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act to empower the Corporation of the Borough of Norfolk to assess a Tax on the Inhabitants thereof, for the Purpose therein mentioned.*

Ordered, That Mr *Bland* do carry the Bill to the Council, and desire their Concurrence.

Ordered, That Mr *Lewis Burwell*, of *Gloucester*, be added to the Committee for Religion, the Committee of Propositions and Grievances, and the Committee for Courts of Justice.

And then the House adjourned till Tomorrow Morning eleven of the Clock.

Thursday

Thursday, the 12th of March, 12 George III. 1772.

THE Order of the Day being read;

The House resolved itself into a Committee of the whole House, upon the Bill for further continuing the Act, intituled *An Act for the better regulating and collecting certain Officers Fees, and for other Purposes therein mentioned.*

Mr Speaker left the Chair.

Mr Bland took the Chair of the Committee.

Mr Speaker resumed the Chair.

Mr Bland reported from the Committee, that they had gone through the Bill, and made several Amendments thereunto, which they had directed him to report, when the House will please to receive the same. 87

Ordered, That the Report be now received.

Mr Bland accordingly reported from the said Committee, the Amendments which the Committee had made to the Bill, and which they had directed him to report to the House; and he read the Report in his Place; and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were read once throughout, and then a second Time, one by one, and, upon the Question severally put thereupon, were agreed to by the House.

Ordered, That the Bill, with the Amendments, be engrossed.

And then the House adjourned till Tomorrow Morning, eleven of the Clock.

Friday, the 13th of March, 12 George III. 1772.

MR Bland presented to the House, according to Order, a Bill to continue and amend the Act, intituled *An Act to continue and amend the Act intituled An Act for amending the Staple of Tobacco, and for preventing Frauds in his Majesty's Customs;* and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Mr Harrison presented to the House, according to Order, a Bill to continue and amend an Act, intituled *An Act for reviving the Duty upon Slaves, to be paid by the Buyers;* also to continue and amend an Act, intituled *An Act to oblige Persons bringing Slaves into this Colony from Maryland, Carolina, and the West-Indies, for their own Use, to pay a Duty;* and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

A Memorial of Andrew Estave was presented to the House, and read; setting forth, that in Pursuance of the Act of General Assembly, made in the tenth Year of the Reign of his present Majesty, intituled *An Act for encouraging the making Wine,* the petitioner hath been for some Time cultivating a Vineyard, which he hath diligently attended to, but that he cannot, without endangering its Success, employ the Labourers therein, so as to make Crops of Corn, and other Things necessary for his and their Subsistence; that he hath been obliged, with the Consent of the Trustees, to sell one of the Servants, who was unprofitable, upon twelve Months Credit; that his Vines are now in a thriving State, and that he is convinced of the Practicability of the Scheme, and is willing to provide for the Prosecution of it in Case of his Death; and that he is ready and desirous to instruct any Apprentices that the said Trustees may put under him; and praying the Consideration of the House, and that they will be pleased to grant him such Assistance and Relief as to them shall seem meet.

Ordered, That the said Memorial be referred to the Consideration of the Committee of Trade, and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Mr

¹ Hening, V, p. 326. ² Ibid, VIII, p, 318. ³ Ibid, VIII, p. 530. (Original Acts, IV, p. 317; VII, p. 338.) ⁴ Ibid, VIII, p. 364.

Mr Edmund Pendleton reported from the Committee, to whom the Bill for continuing the Act, intituled *An Act for reimbursing the Inhabitants of King William, and Hanover Counties, the Expence of clearing Pamunkey River*, was committed, that the Committee had directed him to report the Bill to the House, without any Amendment; and he delivered the Bill in at the Clerk's Table.

Ordered, That the Bill be engrossed.

Mr Bland reported from the Committee of Propositions and Grievances, to whom several petitions were referred, that the Committee had examined the Matters of the said Petitions, and had come to several Resolutions thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the petition of the Inspectors at *Cave's* Warehouses, in the County of *Stafford*, praying that their Salaries may be increased, is reasonable, and that they ought to be allowed the additional Sum of five Pounds *per Annum* each.

Resolved, That it is the Opinion of this Committee, that the Petition of divers Inhabitants of this Colony, praying that the Brick House Landing, upon the River *Potowmack*, may be established as a public Landing, and that a Road may be opened, from the said Landing, to the main Road of the County of *Westmoreland*, be rejected.

The said *Resolutions*, being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That the said Report do lie upon the Table until the second reading of the Bill to continue and amend the Act, intituled *An Act to continue and amend the Act, intituled An Act for amending the Staple of Tobacco, and for preventing Frauds in his Majesty's Customs*.

Mr Edmund Pendleton presented to the House, according to Order, a Bill for establishing a Town on the Lands adjoining the Court-House of *Botetourt* County; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

A Bill to dock the Intail of certain Lands whereof *John Hancock* is seised, and for settling other Lands and Slaves, in Lieu thereof, was read a second Time.

Resolved, That the Bill be committed to Mr *Henry Lee*, Mr *Tebbs*, Mr *Joseph Cabell*, Mr *Bell*, and Mr *Washington*.

A *Petition* of the Trustees of the Town of *Alexandria*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that certain Lots in the said Town, being low Marshy Ground, the Proprietors whereof refuse or neglect to drain and improve the same, are injurious to the Health of the Inhabitants of the said Town; and therefore praying, that the said Proprietors may be obliged to drain the said Lots, within a limited Time, at their own Expence.

Ordered, That the said petition be referred to the Consideration of the Committee of Propositions and Grievances, and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Resolved, That this House will receive no Petitions or Claims after the twenty-third Day of this Month.

Mr *Treasurer* reported from the Committee for Religion, to whom the Bill for better regulating the Election of Vestries was committed, that the Committee had gone through the Bill, and made several Amendments thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a second Time, one by one, and upon the Question severally put thereupon, were, with Amendments to several of them, agreed to by the House.

Ordered, That the Bill, with the Amendments, be engrossed.

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¹ Hening, VIII, p. 407.

² Ibid, VIII, p. 232.

An engrossed *Bill* to appoint Commissioners to strike a dividing Line between the Counties of *Stafford* and *King George*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act to appoint Commissioners to strike a dividing Line between the Counties of Stafford and King George*.

Ordered, That M^r *Alexander* do carry the Bill to the Council, and desire their Concurrence.

M^r *Cary* reported from the Committee of Public Claims, to whom the Petition of *David Vaughan* and *William Dews*, Inspectors of Tobacco at *Gloucester Town* Warehouses, was referred, that the Committee had examined the Matter of the said Petition, and had directed him to report the same, together with the Resolution of the Committee thereupon, to the House, and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, *viz.*

It appears to your *Committee*, that in the Month of *September*, 1770, the said Warehouses were broke open twice, and 2989 Pounds of Crop, and 1000 Pounds of Transfer Tobacco stolen out of the same, for which the Petitioners have paid at the Rates of twenty-two Shillings and six Pence *per* hundred for the Crop Tobacco, and twenty Shillings per hundred for the Transfer; and that the said Warehouses, each Time, on the Evening before the Tobacco was lost, were well secured with good Locks and Bolts, and that they were then in good Repair.

Whereupon your *Committee* came to the following Resolution:

Resolved, That it is the Opinion of this Committee, that the said Petition is reasonable; and that the Petitioners ought to be allowed, for the Crop Tobacco, at the Rate of twenty-two Shillings and six Pence *per* hundred, and for the Transfer, at twenty Shillings *per* hundred, amounting in the whole to the Sum of forty-three Pounds twelve Shillings and six Pence.

The said *Resolution*, being read a second Time, was, upon the Question put thereupon, agreed to by the House.

A *Petition* of the Trustees of the Town of *Alexandria*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that the Wharf at *Point West* in the said Town, originally built by the Public, and afterwards rebuilt and enlarged by the Petitioners, at the Expence of one hundred Pounds, is now in a ruinous Condition, occasioned chiefly by Ships heaving down by, and mooring at the said Wharf; and praying that the said Wharf may be vested in the Petitioners, and that such a Tax may be imposed upon Vessels heaving down by, and mooring at it, except those which take Tobacco from the public Warehouses in the said Town, as will enable the petitioners to repair and extend the said Wharf.

Ordered, That the said petition be referred to the Consideration of the Committee of Trade; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

M^r *Carr* presented to the House, according to Order, a Bill for dissolving the Vestries of the Parishes of *Saint Martin*, in the Counties of *Hanover* and *Louisa*, and of *Saint John*, in the County of *King William*; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

A *Petition* of the Merchants and Traders in the Town of *Alexandria* was presented to the House, and read; setting forth, that the heavy Duty imposed upon the Importers of Rum is injurious to the Trade of the said Town, and hath a manifest Tendency to give great Advantage to their Neighbours of *Maryland*, who are not subject to any such Duty; and praying Relief.

Ordered, That the said Petition be referred to the Consideration of the Committee of Trade, to whom the Bill to continue an Act, intituled *An Act to continue and amend an Act, intituled an Act for reducing the several Acts, made for laying a Duty upon Liquors, into one Act*, is committed.

Ordered, That Leave be given to bring in a Bill to amend an Act, intituled *An Act concerning*

¹ Hening, VIII, p. 601.

² Ibid, VIII, p. 335.

³ Ibid, VI, p. 24.

concerning Seamen; and that Mr Hutchings and Mr Banifier do prepare, and bring in the same.

The Order of the Day being read;

Resolved, That this House will, upon Tuesday next, resolve itself into a Committee of the whole House upon the Bill to remove the Seat of Government to a Place more convenient to the Inhabitants of this Colony.

Ordered, That Leave be given to bring in a Bill to amend the Act for the better Preservation of the Breed of Deer, and preventing unlawful hunting; and that Mr Cary do prepare, and bring in the same.

⁹⁰ A Petition of fundry Inhabitants of the County of Bedford, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that an Inspection of Tobacco in the said County would be convenient and beneficial to the Petitioners, who are willing to sustain the Expence thereof; and praying that such an Inspection may be established at the Town of New London, in the said County.

Ordered, That the said petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Mr Edmund Pendleton presented to the House, according to Order, a Bill to amend an Act, intituled *An Act for clearing Mattapony River*; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Ordered, That Mr Aylett have Leave to be absent from the Service of this House till this Day Sevensight.

An engrossed Bill for adding Part of the County of Nanfemond to the County of Isle of Wight, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act for adding Part of the County of Nanfemond to the County of Isle of Wight*.

Ordered, That Mr Hardy do carry the Bill to the Council, and desire their Concurrence.

An engrossed Bill, for altering the Court Day of Surry County, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act for altering the Court Days of the Counties of Surry and Princess Anne*.

Ordered, That Mr Bland do carry the Bill to the Council, and desire their Concurrence.

A Bill for continuing and amending the Act, intituled *An Act for destroying Crows and Squirrels, in certain Counties therein mentioned*, was read a second Time.

Resolved, That the Bill be committed to Mr Richard Henry Lee, Mr Lewis, and Mr Wright.

Ordered, That Leave be given to bring in a Bill, to compel Ships, importing Convicts, Servants, and Slaves, infected with the Gaol Fever or Small-Pox, to perform Quarantine; and that Mr Richard Henry Lee, and Mr Treasurer, do prepare, and bring in the same.

A Bill for dividing the Parishes of Southam, in the County of Cumberland, and Dale, in the County of Chesterfield, was read a second Time.

Resolved, That the Bill be committed to the Committee for Religion.

A Bill to enable the Nottoway Indians to lease certain Lands, and for other Purposes therein mentioned, was read a second Time.

Resolved, That the Bill be committed to Mr Gray, Mr Taylor, Mr Baker, Mr Riddick, Mr Bridger, and Mr Hardy.

A Bill to explain and amend an Act, intituled *An Act to oblige the Owners of Mills, Hedges, or Stops on the Rivers therein mentioned, to make Openings or Slopes therein, for the Passage of Fish*, was read a second Time.

Resolved, That the Bill be committed to Mr Marshall, and Mr John Jones.

An engrossed Bill for further continuing the Act, intituled *An Act for the better regulating*

¹ Hening, VI, p. 304.

² Ibid, VIII, p. 602.

³ Ibid, VIII, p. 519.

⁴ Ibid, VIII, p. 389.

⁵ Ibid, VIII, p. 361.

⁶ Ibid, V, p. 326.

regulating and collecting certain Officers Fees, and for other Purposes therein mentioned, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act for further continuing and amending the Act, intituled an Act for the better regulating and collecting certain Officers Fees, and for other Purposes therein mentioned.*

Ordered, That Mr Richard Henry Lee do carry the Bill to the Council, and desire their Concurrence.

And then the House adjourned till Tomorrow Morning eleven of the Clock.

Saturday, the 14th of March, 12 George III. 1772.

SEVERAL other Members, returned upon new Writs, having taken the Oaths appointed to be taken by Act of Parliament, and repeated and subscribed the Test, took their Places in the House. ⁹¹

Ordered, That Mr Baker have Leave to be absent from the Service of this House till the End of this Session.

Mr Richard Henry Lee reported from the Committee, to whom the Bill for continuing and amending the Act, intituled *An Act for destroying Crows and Squirrels in certain Counties, therein mentioned*, was committed, that the Committee had gone through the Bill, and made several Amendments thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout; and then a second Time, one by one, and, upon the Question severally put thereupon, were agreed to by the House.

Ordered, That the Bill, with the Amendments, be engrossed.

A Petition of Richard Sanford and John Rhodes, Inspectors of Tobacco at Hunting Creek Warehouses, was presented to the House, and read; setting forth, that the Quantity of Tobacco brought to the said Warehouses, since the late Reduction of the Petitioners Salaries, is considerably greater than it had been for several Years before; and therefore praying that their Salaries may be increased so as to be adequate to their Trouble, and that they may be allowed a reasonable Compensation for the Loss they have sustained by the said Reduction.

Ordered, That the said petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Mr Richard Henry Lee presented to the House, according to Order, a Bill to compel Ships, importing Convicts, Servants, or Slaves, infected with the Gaol Fever, or Small-Pox, to perform Quarantine; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Mr Cary reported from the Committee of Public Claims, to whom the Petition of Robert Goodwin, to be allowed for repairing the Warehouses in Falmouth, the Inspection at which was discontinued last General Assembly, was referred, that the Committee had examined the Matter of the said petition, and had come to a Resolution thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolution of the Committee was read, and is as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the said Petition be rejected.

The said Resolution, being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Mr Bland presented to the House, according to Order, a Bill for making further provision for the Support and Maintenance of Ideots, Lunatics, and other Persons of unsound Minds; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Mr

¹ Hening, VIII, p. 515.

² Ibid, VIII, p. 389.

Mr *Cary* reported from the Committee of Public Claims, to whom the Petition of *Laurence Afton* was referred, that the Committee had examined the Matter of the said Petition, and had directed him to report the same, together with the Resolution of the Committee thereupon, to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, *viz.*

It appears to your *Committee*, that *Aaron*, a Negro Man Slave, was a Runaway, and duly outlawed; that during the Time he was out he killed several Hogs, and did other Mischiefs; that he refused to surrender himself, when discovered, and, with a Knife, wounded a Negro, who attempted to take him, in several Places; that he was immediately shot at and wounded by a certain *Elliot Monroe*, the Person who apprehended him, of which Wound he died; and that the said *Aaron* was a very likely Slave, and worth at least eighty Pounds.

Whereupon your *Committee* came to the following Resolution:

Resolved, That it is the Opinion of this Committee, that the said petition is reasonable; and that the petitioner ought to be allowed the said Sum of eighty Pounds for the said Slave.

The said *Resolution*, being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Mr *Bland* presented to the House, according to Order, a Bill for keeping in Repair several Roads and Bridges, and for other Purposes therein mentioned; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

A *Petition* of several Persons of the County of *Caroline*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that the petitioners, being of the Society of Christians, called Baptists, are not indulged with the free Exercise of their Religion; that they are deprived of the Benefits of the Toleration Act, although they are willing to conform to the Spirit of it, and are loyal and quiet Subjects; and that their Teachers are persecuted, whilst Liberty of Conscience is permitted to dissenting Protestants of other Persuasions; and therefore praying that the petitioners may meet with the same kind Indulgence in Religious Matters as the Quakers, Presbyterians, and other dissenting Protestants do enjoy.

Ordered, That the said petition do lie upon the Table.

Mr *Bland* reported from the Committee of propositions and Grievances, to whom the Bill for dividing the County of *Frederick* into three distinct Counties, was committed, that the Committee had gone through the Bill, and made several Amendments thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a second Time one by one, and, upon the Question severally put thereupon, were, with Amendments to several of them, agreed to by the House.

Ordered, That the Bill, with the Amendments, be engrossed.

A *Petition* of the Inhabitants of the Upper Part of the Parish of *Drysdale*, in the County of *Caroline*, setting forth, that the petitioners reside at a great Distance from their Parish Church, and cannot be relieved either by a Division of the Parish, which, although it be long, is so narrow that the Tithables thereof are not numerous enough for two Parishes, or by building a third Church, whereby Divine Service at each would be less frequently performed; and further setting forth, that a new Parish may be conveniently formed out of *Drysdale* and the adjoining Parish of *Saint Margaret*, by an Union of the upper Ends thereof; and therefore praying that an Act may pass for that Purpose; *and also*,

Several *Petitions* of the Inhabitants of the Parish of *Saint Margaret*, in the County of *Caroline*, taking Notice of an Application intended to be made to this House for adding Part of the said Parish to the upper End of the Parish of *Drysdale*, in Order to form another Parish; and, setting forth, that the Figure of *Saint Margaret's* Parish is nearly square, and the Churches built therein, at very considerable Expence, are so disposed

as to be convenient to all the parishioners; and that, by the Model proposed, the Parochial Assessments upon the petitioners will be increased, as they conceive, unjustly; and therefore praying, that the said Parish of *Saint Margaret* may remain as it is,

Were severally *presented* to the House, and read.

Ordered, That the said petitions be referred to the Consideration of the Committee for Religion; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

M^r *Bland* reported from the Committee of Propositions and Grievances, to whom the Bill to amend an Act, intituled *An Act to prevent malicious maiming and wounding*, was committed, that the Committee had gone through the Bill, and made several Amendments thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a second Time, one by one, and, upon the Question severally put thereupon, were agreed to by the House.

Ordered, That the Bill, with the Amendments, be engrossed.

Ordered, That M^r *Thomas Mann Randolph* be added to the Committee of Privileges and Elections, and the Committee of Propositions and Grievances.

Ordered, That the Committee of Public Claims do levy, in the Book of Public Claims, the Tobacco to be paid to the Witnesses, who attended the Committee of Privileges and Elections, upon the hearing of the petition of several Freeholders of the County of *Henrico*, complaining of an undue Election and Return of M^r *Richard Adams* and M^r *Richard Randolph* to serve as Burgesses in this present General Assembly for the said County, at the Rate by Law allowed to Witnesses travelling to and attending at the General Court.

Ordered, That M^r *Adams* be added to the Committee of Propositions and Grievances, the Committee of Public Claims, and the Committee of Trade.

Ordered, That Leave be given to bring in a Bill, to amend an Act, intituled *An Act directing the Duty of Surveyors of Land*; and that M^r *John Page*, M^r *Marshall* and M^r *Bland* do prepare, and bring in the same.

A Bill for dissolving the Vestries of the Parishes of *Saint Martin*, in the Counties of *Hanover* and *Louisa*, and of *Saint John*, in the County of *King William*, was read a second Time.

Resolved, That the Bill be committed to the Committee for Religion.

A Bill to continue and amend an Act, intituled *An Act for reviving the Duty upon Slaves, to be paid by the Buyers*; also to continue and amend an Act, intituled *An Act to oblige Persons bringing Slaves into this Colony from Maryland, Carolina, and the West-Indies, for their own Use, to pay a Duty*, was read a second Time.

Resolved, That the Bill be committed.

Resolved, That the Bill be committed to a Committee of the whole House.

Resolved, That this House will, upon *Monday* next, resolve itself into a Committee of the whole House upon the said Bill.

A Bill for establishing a Town on the Lands adjoining the Court-House of *Botetourt* County, was read a second Time.

Ordered, That the Bill be engrossed.

A Bill to amend an Act, intituled *An Act for clearing Mattapony River*, was read a second Time.

Resolved, That the Bill be committed to M^r *Edmund Pendleton*, M^r *Aylett*, M^r *Moore*, M^r *Brooke*, and M^r *Corbin*.

M^r *Hutchings* presented to the House, according to Order, a Bill to amend an Act, intituled *An Act concerning Seamen*; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

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¹ Henning, VI, p. 250.

² Ibid, VI, p. 33.

³ Ibid, VIII, p. 530.

⁴ Ibid, VII, p. 338.

⁵ Ibid, VI, p. 394.

⁶ Ibid, VI, p. 24.

⁹⁴ An engrossed *Bill* for continuing the Act, intituled *An Act for reimbursing the Inhabitants of King William and Hanover Counties the Expence of clearing Pamunkey River*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act for continuing the Act, intituled an Act for reimbursing the Inhabitants of King William and Hanover Counties the Expence of clearing Pamunkey River*.

Ordered, That Mr *Richard Henry Lee* do carry the Bill to the Council, and desire their Concurrence.

A *Bill* to continue and amend the Act, intituled *An Act to continue and amend the Act, intituled an Act for amending the Staple of Tobacco, and for preventing Frauds in his Majesty's Customs*, was read a second Time.

Resolved, That the Bill be committed to the Committee of Propositions and Grievances.

Ordered, That Mr *Holt* have Leave to be absent from the Service of this House till Thursday Sevensnight.

And the House adjourned till Monday Morning next, eleven of the Clock.

Monday. the 16th of March. 12 George III. 1772.

ORDERED, That Leave be given to bring in a Bill to amend an Act, intituled *An Act for regulating the Practice of Attornies*; and that Mr *Hutchings* and Mr *Gray* do prepare, and bring in the same.

A *Petition* of several persons of the Counties of *Henrico* and *Hanover*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that the present Ferry over *James River* from the *Hemp Landing* to *Shockoe*, is become very inconvenient, the Water at one of the Landings being made too shoal by the late great Fresh; and therefore praying, that a public Ferry may be established from *Rocket's*, on the Land of *Charles Lewis*, over the said River, to the Land of the Honourable *William Byrd*, Esquire, where there are good Landings.

Ordered, That the said *Petition* be referred to the Consideration of the Committee of propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

An engrossed *Bill* for better regulating the Election of Vestries, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act for better regulating the Election of Vestries*.

Ordered, That Mr *Henry Lee* do carry the Bill to the Council, and desire their Concurrence.

An engrossed *Bill* for continuing and amending the Act, intituled *An Act for destroying Crows and Squirrels in certain Counties therein mentioned*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act for continuing and amending the Act, intituled an Act for destroying Crows and Squirrels in certain Counties therein mentioned*

Ordered, That Mr *Richard Henry Lee* do carry the Bill to the Council, and desire their Concurrence.

An engrossed *Bill* to amend an Act, intituled *An Act to prevent malicious maiming and wounding*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act to amend an Act, intituled an Act to prevent malicious maiming and wounding*.

Ordered, That Mr *Gray* do carry the Bill to the Council, and desire their Concurrence.

An

¹ Hening, VIII, p. 407.

² Ibid, VIII, p. 623.

³ Ibid, VIII, p. 318.

⁴ Ibid, VII, p. 397.

⁵ Not recorded as a law.

⁶ Hening, VIII, p. 389.

⁷ Ibid, VIII, p. 596.

⁸ Ibid, VI, p. 250.

⁹ Ibid, VIII, p. 520.

An engrossed *Bill* for establishing a Town on the Lands adjoining the Court-House of *Botetourt* County, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act for establishing the Town of Fincaastle, in the County of Botetourt.* 96

Ordered, That Mr *Edmund Pendleton* do carry the Bill to the Council, and desire their Concurrence.

A *Bill* to amend an Act, intituled *An Act concerning Seamen*, was read a second Time.

Resolved, That the Bill be committed to Mr *Edmund Pendleton*, and Mr *Hutchings*.

A *Bill* to compel Ships importing Convicts, Servants, or Slaves, infected with the Gaol-Fever, or Small-Pox, to perform Quarantine, was read a second Time.

Resolved, That the Bill be committed to the Committee of Propositions and Grievances.

A *Bill* for making farther Provision for the Support and Maintenance of Ideots, Lunatics, and Persons of unfound Minds, was read a second Time.

Ordered, That the Bill be engrossed.

A *Bill* for keeping in Repair several Roads and Bridges, and for other Purposes therein mentioned, was read a second Time.

Resolved, That the Bill be committed to the Committee of Propositions and Grievances

The *Order* of the Day being read;

The House resolved itself into a Committee of the whole House upon the Bill to continue and amend an Act, intituled *An Act for reviving the Duty upon Slaves, to be paid by the Buyers*; also to continue and amend an Act, intituled *An Act to oblige Persons bringing Slaves into this Colony from Maryland, Carolina, and the West-Indies, for their own Use, to pay a Duty.*

Mr *Speaker* left the Chair.

Mr *Bland* took the Chair of the Committee.

Mr *Speaker* resumed the Chair.

Mr *Bland* reported from the Committee, that they had gone through the Bill, and made several Amendments thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a second Time, one by one, and, upon the Question severally put thereupon, were, with an Amendment to one of them, agreed to by the House.

Ordered, That the Bill, with the Amendments, be engrossed.

And then the House adjourned till Tomorrow Morning, eleven of the Clock.

Tuesday. the 17th of March. 12 George III. 1772.

ANOTHER *Member* having taken the Oaths appointed to be taken by Act of Parliament, and repeated and subscribed the Test, took his Place in the House.

Mr *Hutchings* reported from the Committee, to whom the Bill to amend an Act, intituled *An Act concerning Seamen*, was committed, that the Committee had gone through the Bill, and made an Amendment thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendment, in at the Clerk's Table; where the Amendment was twice read, and, upon the Question put thereupon, was agreed to by the House.

Ordered, That the Bill, with the Amendment, be engrossed.

Mr *Cary* reported from the Committee of Public Claims, that the Committee having, according to the Order of the House, inspected the Report of the Committee of Claims
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¹ Hening, VIII, p. 616. VII, p. 338.)

² Ibid, VI, p. 24.

³ Ibid, VIII, p. 530. (Original Acts, IV, p. 317;

⁴ Ibid, VI, p. 24.

laſt Seſſion, and alſo read, conſidered, and regulated the Claims preſented to this Seſſion of Aſſembly, had entered ſuch of the ſaid Claims as were allowed in a Book; and had directed him to report the ſame to the Houſe; and he read the Report in his Place; and afterwards delivered the Book in at the Clerk's Table.

Ordered, That the Book of Public Claims do lie upon the Table, to be peruſed by the Members of the Houſe.

Mr *Bland* preſented to the Houſe, according to Order, a Bill for appointing Truſtees to regulate the making of Slopes for the Paſſage of Fiſh in the Mill Dams within the County of *Bedford*; and the ſame was received, and read the firſt Time.

Reſolved, That the Bill be read a ſecond Time.

A *Petition of fundry Inhabitants of the County of Nanſemond*, whoſe Names are thereunto ſubſcribed, was preſented to the Houſe, and read; ſetting forth, that the Petitioners reſiding in that Part of the ſaid County, which is on the South Side of the River *Nottoway*, are about thirty Miles diſtant from the Court-Houſe of their County, but not more than thirteen Miles from the Court of the County of *Southampton*; and therefore praying that an Act may paſs for adding the aforeſaid Part of the County of *Nanſemond* to the ſaid County of *Southampton*.

Ordered, That the Conſideration of the ſaid Petition be deferred till the next Seſſion of General Aſſembly.

Mr *Treaſurer* reported from the Committee for Religion, to whom the Bill for extending the Benefit of the ſeveral Acts of Toleration to his Majeſty's Proteſtant Subjects in this Colony, diſſenting from the Church of *England*, was committed, that the Committee had gone through the Bill, and made an Amendment thereunto, which they had directed him to report to the Houſe; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendment, in at the Clerk's Table; where the Amendment was twice read, and, upon the Queſtion put thereupon, was agreed to by the Houſe.

Ordered, That the Bill, with the Amendment, be engroſſed.

Ordered, That the Bill, when engroſſed, be printed.

Ordered, That the Bill be read the third Time upon the firſt Day of *July* next.

Mr *Bland* reported from the Committee of Propoſitions and Grievances, to whom ſeveral Petitions were referred, that the Committee had examined the Matters of the ſaid Petitions, and had come to ſeveral Reſolutions thereupon, which they had directed him to report to the Houſe; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Reſolutions of the Committee were read, and are as followeth, *viz.*

Reſolved, That it is the Opinion of this Committee, that the petition of divers Inhabitants of the County of *Bedford*, praying that an Inſpection of Tobacco may be eſtabliſhed at *New-London*, in the ſaid County, be rejected.

Reſolved, That it is the Opinion of this Committee, that the petition of *John Meredith* and *John Timberlake*, Inſpectors of Tobacco at the Brick Houſe, in *New-Kent* County, praying that their Salaries may be raiſed to thirty Pounds *per Annum*, each, is reaſonable.

Reſolved, That it is the Opinion of this Committee, that the Petition of *John Rhodes* and *Richard Sandford*, Inſpectors of Tobacco at *Hunting Creek*, praying that their Salaries may be increaſed; and an Allowance made them for their extraordinary Trouble the two laſt Years, is reaſonable; and that they ought to be allowed five Pounds, each, additional Salary, *per Annum*, and ten Pounds, each, for their extraordinary Trouble the two laſt Years.

The ſaid *Reſolutions*, being ſeverally read a ſecond Time, were, upon the Queſtion ſeverally put thereupon, agreed to by the Houſe.

Ordered, That it be an Inſtruction to the Committee of Propoſitions and Grievances, to whom the Bill to continue and amend the Act, intituled *An Act to continue and amend the Act, intituled An Act for amending the Staple of Tobacco, and for preventing Frauds in his Majeſty's Cuſtoms*, is committed, that they have Power to receive a Clause or Clauſes

¹ Hening, VIII, p. 318.

Clauses, for increasing the Salaries of the Inspectors of Tobacco, at *Cave's* Warehouses, in the County of *Stafford*, five Pounds *per Annum* each; and also for increasing the Salaries of the Inspectors of Tobacco at the *Brick House*, in the County of *New Kent*, to thirty Pounds *per Annum* each; and also for increasing the Salaries of the Inspectors of Tobacco at *Hunting Creek*, five Pounds *per Annum* each.

Ordered, that the Allowance of ten Pounds to *John Rhodes* and *Richard Sandford*, Inspectors of Tobacco at *Hunting Creek*, each, for their extraordinary Trouble the two last Years, be entered in the Book of Public Claims by the Clerk.

And the said Allowance was entered accordingly.

A Message from the Council by M^r Blair:

M^r Speaker,

The Council have agreed to the Bill, intituled An Act¹ for building a Bridge over the Western Branch of *Nansemond River* by Subscription, without any Amendment; and also,

The Council have agreed to the Bill, intituled An Act² for continuing the Act, intituled an Act for reimbursing the Inhabitants of *King William* and *Hanover Counties* the Expence of clearing *Pamunkey River*, without any Amendment; and also,

The Council have agreed to the Bill, intituled An Act³ for adding Part of the County of *Nansemond* to the County of *Isle of Wight*, without any Amendment; and also,

The Council have agreed to the Bill, intituled An Act⁴ to empower the Corporation of the Borough of *Norfolk* to assess a Tax on the Inhabitants thereof, for the Purposes therein mentioned, without any Amendments; and also,

The Council have agreed to the Bill, intituled An Act⁵ to appoint Commissioners to strike a dividing Line between the Counties of *Stafford* and *King George*, with an Amendment, to which Amendment the Council desire the Concurrence of this House; and also,

The Council have agreed to the Bill, intituled An Act⁶ for altering the Court Days of the Counties of *Surry* and *Princess Anne*, with some Amendments to which Amendments the Council desire the Concurrence of this House; and also,

The Council have agreed to the Treasurer's Accounts.

And he presented the said Accounts at the Bar.

And then the Messenger withdrew.

Ordered, That M^r Bland do carry the Treasurer's Accounts to his Excellency the Governor, and desire his Assent thereunto.

Ordered, That the Order of the Day for the House to resolve itself into a Committee of the whole House upon the Bill to remove the Seat of Government to a Place more convenient to the Inhabitants of this Colony, be now read.

And the said Order being read accordingly;

The House resolved itself into the said Committee.

M^r Speaker left the Chair.

M^r Bland took the Chair of the Committee.

M^r Speaker resumed the Chair.

M^r Bland reported from the Committee, that they had made a Progress in the Bill, and that he was directed by the Committee to move that they may have Leave to fit again.

Resolved, That this House will, Tomorrow, resolve itself into a Committee of the whole House, to consider further of the said Bill.

Ordered, That M^r White, M^r Macdowell, and M^r Simpson have Leave to be absent from the Service of this House till the End of this Session.

M^r Edmund Pendleton presented to the House, according to Order, a Bill to dock the Intail of certain Lands, whereof *Ralph Wormeley*, Esq; is seized; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

And then the House adjourned till Tomorrow Morning, eleven of the Clock.

Wednesday

¹ Hening, VIII, p. 552.

² Ibid, VIII, p. 623.

³ Ibid, VIII, p. 602.

⁴ Ibid, VIII, p. 611.

⁵ Ibid, VIII, p. 601.

⁶ Ibid, VIII, p. 519.

Wednesday, the 18th of March, 12 George III. 1772.

A Member returned upon a new Writ having taken the Oaths Appointed to be taken by Act of Parliament, and repeated and subscribed the Test, took his Place in the House.

A *Bill* to dock the Intail of certain Lands whereof *Ralph Wormeley*, Esquire, is seised, was read a second Time.

Resolved, That the *Bill* be committed to M^r *Richard Henry Lee*, M^r *Wood*, M^r *Rutherford*, M^r *Marshall*, M^r *Scott*, and M^r *Francis Peyton*.

A *Message* from the Governor by M^r *Blair*:

M^r *Speaker*,

I am Comanded by the Governor to deliver to this House a Letter received by his Excellency from the Earl of Hillsborough; upon the Subject of a Copper Coinage.

And he presented the said Letter at the Bar.

And then the Messenger withdrew.

And the said Letter was read.

Ordered, That the said Letter be referred to the Consideration of a Committee of the whole House.

Resolved, That this House will, upon *Wednesday* next, resolve itself into a Committee of the whole House to consider of the said Letter.

M^r *Harrison* presented to the House, according to Order, a *Bill* for erecting a Light-house on *Cape Henry*; and the same was received, and read the first Time.

Resolved, That the *Bill* be read a second Time.

M^r *Edmund Pendleton* reported from the Committee of Privileges and Elections, to whom the Petition of M^r *Henry Blagrove*, complaining of an undue Election and Return of M^r *Thomas Pettus* to serve as a Burgess in this present General Assembly for the County of *Lunenburg*, was referred, that the Committee had examined the Merits of the said Election, and had directed him to report the same, together with the Resolutions of the Committee thereupon, to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, *viz.*

It appears to your Committee, that *Francis Degraffenreidt*, who voted for M^r *Pettus* at the said Election, was put into Possession by his Father of about four hundred Acres of Land, above a Year before the Election, who made him a Deed for the same in *October*, 1771; that the greatest Part of the Land lies, as he believes, in *Charlotte* County, but does not know how much; that he never voted in *Charlotte* under the same Freehold, nor hath paid any Quitrents, but believes his Father hath always paid the same in *Lunenburg* County.

Resolved, That it is the Opinion of this Committee, that the said *Francis Degraffenreidt* had a Right to vote for Burgesses at the said Election.

It appears to your Committee, that *Charles Parish*, who also voted for M^r *Pettus* at the said Election, was possessed of an undivided fourth Part of six hundred and fifteen Acres, which he holds under his father's Will; that by the said Will he was to have Possession at his Age of twenty-one Years, which Possession he obtained since the fifth Day of *November*, 1770; and says he believes he is of Age, but would not swear it.

Resolved, That it is the Opinion of this Committee, that the said *Charles Parish* had a Right to vote for Burgesses at the said Election.

It further appears to your Committee, that *Zachariah Davis*, who likewise voted for M^r *Pettus*, the fitting Member, held seventy odd Acres of unimproved Land, devised to him by the Will of one *John Blackston*, who died above two Years ago; that the same fell into his Possession immediately on the Death of the said *Blackston*, and that he hath enjoyed it ever since; that the said Will was proved in the Year 1771, before the Election; that he has never conveyed away the said Land, and that he improved it in *January*, 1771, and has paid one Year's Quitrents for the same.

Resolved

Resolved, That it is the Opinion of this Committee, that the said *Zachariah Davis* had no Right to vote for Burgeffes at the said Election.

It appears to your *Committee*, that twenty-five other Persons, who voted for Mr *Pettus* at the said Election, had no Right to give such Votes; and their particular Cases were not desired by either Party to be specially reported.

It appears to your *Committee*, that *David Garland*, the Sheriff of the County, who held the Election, and made the Return, was entered upon the Poll as a Voter for Mr *Pettus*.

Resolved, That it is the Opinion of this Committee, that the Vote of the said *David Garland*, ought not to stand upon the said Poll.

It appears to your *Committee*, that fifteen Persons who voted at the said Election for the petitioner had no Right to vote; and their Cases were not desired to be reported.

The *Committee* then proceeded to consider how the Poll would stand upon the Resolutions aforesaid.

Upon casting up the said Poll it appeared there were

For Mr <i>Pettus</i>	192
From which deduct the Voters disqualified as aforesaid	27
	<hr/>
Remains	165
	<hr/>
For Mr <i>Blagrove</i>	179
From which deduct the bad Votes	15
	<hr/>
	164
And add the Votes of <i>Nathaniel Lafoon</i> , and <i>Hugh Wallace</i> , who appear to have voted for the Petitioner, but their Names not entered upon the Poll.....	2
	<hr/>
	166
The <i>Petitioner</i> appears to have a Majority of	1

Resolved, Therefore, that it is the Opinion of this Committee, that Mr *Thomas Pettus* is not duly elected to serve as a Burgeffs in this present General Assembly for the County of *Lunenburg*.

Resolved, That it is the Opinion of this Committee, that Mr *Henry Blagrove* is duly elected to serve as a Burgeffs in this present General Assembly for the said County.

The said *Resolutions*, being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That the Clerk do amend the Return for the County of *Lunenburg*, by rasing out the Name of *Thomas Pettus*, and inserting the Name of *Henry Blagrove*, instead thereof. And he amended the Return accordingly.

Mr *Henry Lee* reported from the Committee, to whom the Bill to dock the Intail of certain Lands whereof *John Hancock* is seised, and for settling other Lands and Slaves, in Lieu thereof, was committed, that the Committee had examined the Allegations of the Bill, and found the same to be true; and that the Committee had directed him to report the Bill to the House, without any Amendment; and he delivered the Bill in at the Clerk's Table.

Ordered, That the Bill be engrossed.

Mr *Harrison* presented to the House, according to Order, a Bill to appoint Commissioners to view a Place proposed for a Road through the *South Mountain*; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

A *Petition* of the Inhabitants and Freeholders of the County of *Frederick*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that the Navigation of the River *Potowmack* from Tide-Water to Fort *Cumberland*, if properly improved, would be productive of great Advantage, not only to those who are settled upon the adjacent Lands, but to the whole Colony, by introducing a most extensive Trade; and therefore praying, that an Act may pass for opening the Navigation

tion of the said River, at the Expence of the Public, to be reimbursed by reasonable Tolls upon the Commodities which shall be carried in the said River; or for granting the like Tolls to such Adventurers as shall be willing to undertake the Work, at their own Expence; or for empowering Trustees to receive and lay out the Money, which Subscribers may voluntarily contribute, for that Purpose.

100 *Ordered*, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

The *Order* of the Day being read;

Resolved, That this House will, Tomorrow, resolve itself into a Committee of the whole House to consider further of the Bill to remove the Seat of Government to a Place more convenient to the Inhabitants of this Colony.

Mr *Harrison* reported from the Committee of Trade, to whom the Bill to continue an Act, intituled *An Act¹ to continue and amend an Act, intituled an Act for reducing the several Acts made for laying a Duty upon Liquors into one Act*, was committed, that the Committee had directed him to report the Bill to the House, without any Amendment; and he delivered the Bill in at the Clerk's Table.

Ordered, That the said Bill be recommitted.

Ordered, That the said Bill be recommitted to a committee of the whole House.

Resolved, That this House will, upon *Friday* next, resolve itself into a Committee of the whole House upon the said Bill.

A *Petition* of *Richard Hewitt* and *Elias Hore*, Inspectors of Tobacco at *Aquia* Warehouses, in the County of *Stafford*, was presented to the House, and read; setting forth, that, by Means of heavy Rains in the last Summer, a large Quantity of Tobacco in the said Warehouses was damaged, which it was not in the Power of the Petitioners to prevent; and further setting forth, that the petitioners receive only forty Pounds *per Annum*, for their Salary, which is not equal to what is paid to other Inspectors, whose Trouble is less; and therefore praying, that they may be allowed for the said damaged Tobacco, and have such Salary as the House shall think just.

Ordered, That the said Petition be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Ordered, That Mr *Bolling*, Mr *William Cabell*, Mr *Joseph Cabell*, and Mr *Gray*, be added to the Committee for Religion.

Mr *Harrison* reported from the Committee of Trade, to whom the petition of the Trustees of the Town of *Alexandria*, praying that the Wharf at *Point West*, in the said Town, may be vested in the Petitioners, and that such a Tax may be imposed upon Vessels heaving down by, and mooring at it, except those which bring Tobacco to or take it from the public Warehouses in the said Town, as will enable the Petitioners to repair and extend the said Wharf, was referred, that the Committee had examined the Matter of the said Petition, and had come to a Resolution thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolution of the Committee was read, and is as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the said petition is reasonable.

The said *Resolution*, being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Ordered, That a Bill be brought in pursuant to the said Resolution; and that the said Committee do prepare and bring in the same.

A *Petition* of several Persons, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that the Water in the Creek, at *Cave's* Inspection, is so shallow, that a Boat, with four Hogheads of Tobacco, cannot easily go down it, and it is daily growing worse; and that the Expences of the said Inspection considerably exceeds the Money it brings into the Treasury; and that the building of a Warehouse,

by

¹ Hening, VIII, p. 335.

by Virtue of an Order of the County Court of *Stafford*, at the said Inspection, was lately undertaken by *Thomas Mountjoy*, one of the Inspectors there, in a private, unfair, and illegal Manner, and for a much larger Sum than the Work is really worth; and therefore praying, that the said Inspection may be discontinued; and that the House will take the whole Matter into their Consideration, and do therein what shall seem best.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

And then the House adjourned till Tomorrow Morning, eleven of the Clock.

Thursday, the 19th of March, 12 George III. 1772.

ANOTHER Member having taken the Oaths appointed to be taken by Act of Parliament, and repeated and subscribed the Test, took his Place in the House.

A Message from the Council by Mr Blair:

Mr Speaker,

The Council have agreed to the Bill, intituled An Act¹ for continuing and amending the Act, intituled An Act for destroying Crows and Squirrels, in certain Counties therein mentioned, without any Amendment; and also,

The Council have agreed to the Bill intituled An Act² for further continuing and amending the Act, intituled An Act for the better regulating and collecting certain Officers Fees, and for other Purposes therein mentioned, with an Amendment, to which Amendment, the Council desire the Concurrence of this House; and also,

The Council have agreed to the Bill, intituled An Act³ to amend an Act, intituled An Act to prevent malicious maiming and wounding, with some Amendments, to which Amendments the Council desire the Concurrence of this House.

And then the Messenger withdrew.

The House proceeded to take into Consideration the Amendment made by the Council to the Bill intituled *An Act⁴ for further continuing and amending the Act, intituled An Act for the better regulating and collecting certain Officers Fees, and for other Purposes therein mentioned.*

And the said Amendment was read, and is as followeth, *viz.*

Line 15, Leave out 'ten Shillings,' and insert 'thirteen Shillings and four Pence,' instead thereof.

The said Amendment, being read a second Time, was, upon the Question put thereupon, disagreed to by the House.

Ordered, That a Message be sent to the Council to inform them that this House cannot agree to the Amendment by them proposed to the said Bill, and to desire that they will pass the same without the Amendment; and that Mr *Patrick Henry* do carry the said Message.

A Petition of Mr *Thomas Pettus* was presented to the House, and read; setting forth, that at the Election of Burgesses to serve in this present General Assembly, for the County of *Lunenburg*, Mr *Richard Claiborne*, and Mr *Henry Blagrove*, with the Petitioner, were Candidates, when the said Mr *Claiborne*, and the petitioner, were returned duly elected, since which this Honourable House hath determined that the Petitioner was not duly elected, and that the said Mr *Blagrove* was duly elected; and further setting forth, that the Election of the said Mr *Blagrove* was illegal, he having appointed several Persons to treat in his Favour, as well after the Publication of the Writ, as on the Day of Election; and the Persons so appointed having actually treated many Freeholders accordingly with Liquor in the Morning of the Day of Election, and before the Poll began; and therefore praying the Consideration of the House in the Premises.

Ordered

¹ Hening, VIII, p. 596.

² Ibid, VIII, p. 515.

³ Ibid, VIII, p. 520.

⁴ Ibid, VIII, p. 515.

Ordered, That the said petition be referred to the Consideration of the Committee of Privileges and Elections; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Treasurer* reported from the Committee for Religion, to whom the Petition of several Inhabitants of the Parish of *Drysdale*, in the County of *Caroline*, praying that a new Parish may be formed out of the said Parish of *Drysdale*, and the adjoining Parish of *Saint Margaret*, by an Union of the upper Ends thereof, and also, the several Petitions of the Inhabitants of the said Parish of *Saint Margaret*, in Opposition thereto, were referred, that the Committee had come to a Resolution, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table, where the Resolution of the Committee was read, and is as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the further Consideration of the said Petitions be deferred till the next Session of General Assembly.

The said *Resolution*, being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Mr *Richard Henry Lee* reported from the Committee, to whom the Bill to dock the Intail of certain Lands whereof *Ralph Wormeley*, Esquire, is seized, was committed, that the Committee had examined the Allegations of the Bill, and found the same to be true, and that the Committee had directed him to report the Bill to the House, without any Amendment; and he delivered the Bill in at the Clerk's Table.

Ordered, That the Bill be engrossed.

Ordered, That Mr *Tabb* have Leave to be absent from the Service of this House till the End of this Session of General Assembly.

A *Memorial* of the Vestrymen of the Parish of *Leeds*, in the Counties of *Fauquier* and *Prince William*, was presented to the House, and read; taking Notice of an Application of the Vestrymen of the Parish of *Hamilton*, in the said Counties, to this House, for another Division of the said Parishes, in Consequence of a pretended Agreement previous to the former Division, that the said Parish of *Hamilton* should have a Majority of one hundred Tithables left in it, and denying such Agreement ever to have been made by any Persons who had Power to contract for the Inhabitants of *Leeds*; and setting forth, that there is now a greater Number of Tithables in the said Parish of *Hamilton*, than in the said Parish of *Leeds*, and that before they were divided, two large Churches, one of Brick, and the other of Wood, were built, both which are in the present Parish of *Hamilton*, and that the Petitioners have been obliged to build four Churches in their own Parish, at a very considerable Expence; and therefore praying that the said Petition, for another Division of the said Parishes, may be rejected, and that the Parishioners of *Hamilton* may be obliged to refund, to those of *Leeds*, a reasonable proportion of the Tobacco paid for building the said Brick Church.

Ordered, That the said petition be referred to the Consideration of the Committee for Religion, to whom the said Petition of the Vestrymen of the Parish of *Hamilton* is referred; and that they do examine the Matter of this Petition, and report the same, with their Opinion thereupon, to the House.

¹⁰³ A *Petition* of the Inhabitants of the County of *King George*, and others, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that the Petitioners suffer many Inconveniences, and meet with frequent Disappointments, by the Union of *Gibson's* and *Morton's* Inspections, and therefore praying Relief.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

The *Order* of the Day being read;

Resolved, That this House will, Tomorrow, resolve itself into a Committee of the whole House, to consider further of the Bill to remove the Seat of Government to a Place more convenient to the Inhabitants of this Colony.

And then the House adjourned till Tomorrow Morning, eleven of the Clock.

Friday

Friday. the 20th of March, 12 George III. 1772.

A *Petition of Caldwell Pettypoole* was presented to the House, and read; setting forth that the petitioner is seized, in Right of *Mary* his Wife, in Fee Tail, of a Tract of Land, containing two hundred and eighty-one Acres, lying in the Parish of *Henrico*, in the County of *Henrico*, a great Distance from the Place of his Residence, which he might sell for a high Price, much to the Advantage of his Wife and Family, if he was enabled so to do; and therefore praying that an Act may pass for that Purpose, upon making an equivalent Settlement, to which his Wife is consenting.

Ordered, That Leave be given to bring in a Bill pursuant to the Prayer of the said Petition; and that Mr *Adams* and Mr *DuVal* do prepare, and bring in the same.

Mr *Cary* presented to the House, according to Order, a Bill for appointing Commissioners for settling the Tobacco damaged in the public Warehouses at *Morton's*; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

The *Order* of the Day being read;

The House resolved itself into a Committee of the whole House to consider further of the Bill to remove the Seat of Government to a Place more convenient to the Inhabitants of this Colony.

Mr *Speaker* left the Chair.

Mr *Bland* took the Chair of the Committee.

Mr *Speaker* resumed the Chair.

Mr *Bland* reported from the Committee, that they had gone through the Bill, and made several Amendments thereunto, which they had directed him to report, when the House will please to receive the same.

Ordered, That the Report be now received.

Mr *Bland* accordingly reported from the said Committee the Amendments which the Committee had made to the Bill, and which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a second Time, one by one, and upon the Question severally put thereupon, were agreed to by the House.

Ordered, That the Bill, with the Amendments, be engrossed.

A *Petition* of the Inhabitants of the Parish of *Stratton Major*, in the County of *King and Queen*, was presented to the House, and read; setting forth, that the Petitioners, for several Years past, have been oppressed and grieved by the arbitrary, illegal, and unwarrantable Proceedings of the said Vestry; that the said Vestry unnecessarily built a very costly Church in the said Parish, and suffered others more conveniently situated to become ruinous; and that the said Vestry have chosen one of their Members Clerk of the Vestry, and continue him in Office, contrary to Law, and have not observed and fulfilled the Directions of the Act of General Assembly, in the Appointment of Processioners, and registering their Proceedings; and therefore praying that the said Vestry may be dissolved.

Ordered, That the Consideration of the said Petition be deferred till the next Session of General Assembly.

The other *Order* of the Day being read;

Resolved, That this House will, Tomorrow, resolve itself into a Committee of the whole House upon the Bill to continue an Act, intituled *An Act to continue and amend an Act, intituled an Act for reducing the several Acts made for laying a Duty upon Liquors into one Act*.

Resolved, That an humble Address be prepared to be presented to his Majesty to express the high Opinion we entertain of his benevolent Intentions towards his Subjects in the Colonies, and that we are thereby induced to ask his paternal Assistance in averting

¹ Hening, VIII, p. 335.

ing a Calamity of a most alarming Nature; that the Importation of Negroes from *Africa* has long been considered as a Trade of great Inhumanity, and, under its present Encouragement, may endanger the Existence of his *American* Dominions; that Self-Preservation therefore urges us to implore him to remove all Restraints on his Governors from passing Acts of Assembly, which are intended to check this pernicious Commerce; and that we presume to hope the Interests of a few of his Subjects in *Great-Britain* will be disregarded, when such a Number of his People look up to him for Protection in a Point so essential; that, when our Duty calls upon us to make Application for his Attention to the Welfare of this his antient Colony, we cannot refrain from renewing those Professions of Loyalty and Affection we have so often, with great Sincerity, made, or from assuring him, that we regard his Wisdom and Virtue as the surest Pledges of the Happiness of his People.

Ordered, That a Committee be appointed to draw up an Address to be presented to his Majesty upon the said Resolution.

And a *Committee* was appointed of Mr *Harrison*, Mr *Cary*, Mr *Edmund Pendleton*, Mr *Richard Henry Lee*, Mr *Treasurer*, and Mr *Bland*.

A *Petition* of several Persons, of the Parish of *Overwharton*, in the County of *Stafford*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that the Election of Vestrymen for the said parish, by Virtue of a late Act of the General Assembly, was made in an unfair, irregular and illegal Manner; and therefore praying that the present Vestry of the said Parish may be dissolved.

Ordered, That the said petition be referred to the Consideration of the Committee for Religion; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Bland* reported from the Committee of Propositions and Grievances, to whom several Petitions were referred, that the Committee had examined the Matter of the said Petitions, and had come to several Resolutions thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz.*

105

Resolved, That it is the Opinion of this Committee, that the Petition of divers Inhabitants of the County of *Spotsylvania*, praying that the House will apply to the Governor, for his Majesty's Writ, to adjourn the Court of the said County, from the Town of *Fredericksburg*, to a Place more convenient to the Inhabitants of the said County, is reasonable.

Resolved, That it is the Opinion of this Committee, that the Petition of divers Inhabitants of the said County, in Opposition thereto, be rejected.

The said *Resolutions*, being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That a Committee be appointed to draw up an Address, to be presented to the Governor, upon the first of the said Resolutions.

And a *Committee* was appointed of Mr *Bland*, Mr *Edmund Pendleton*, Mr *Richard Henry Lee*, Mr *Treasurer*, Mr *Harrison*, Mr *Cary*, Mr *Stubblefield*, and Mr *Mann Page*.

Mr *Edmund Pendleton* reported from the Committee, to whom the Bill to amend an Act, intituled *An Act¹ for clearing Mattapony River*, was committed, that the Committee had directed him to report the Bill to the House without any Amendment; and he delivered the Bill in at the Clerk's Table.

Ordered, That the Bill be engrossed.

Ordered, That Mr *David Mason* be added to the Committee of Privileges and Elections.

A *Petition* of fundry Inhabitants of the Parish of *Saint James*, in the County of *Mecklenburg*, whose Names are thereunto subscribed, was presented to the House, and read, setting forth that the Vestry of the said Parish, having caused three large Churches and a Chapel to be built, consulted as to the Situations thereof, the Conveniency of the Vestrymen themselves, rather than that of the Petitioners; and that the said Vestry having agreed to receive into the Parish a Minister, who was approved of by the Parish-
ioners

¹ Henning, VI, p. 394.

ioners, afterwards suddenly received another Minister, who was a Stranger to them; and that the said Vestry, in Order to enable one *Rogers*, a notorious Gamester, of infamous Character, to obtain Holy Orders, gave him a Recommendation to a Benefice, but took a Bond from him, with Security, in the Penalty of one thousand Pounds, that he should not claim under that Title; and therefore praying that the said Vestry may be dissolved.

Ordered, That the said petition be referred to the Consideration of the Committee for Religion; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Bland* reported from the Committee of propositions and Grievances, to whom several Petitions were referred, that the Committee had examined the Matters of the said Petitions, and had come to several Resolutions thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the Petition of the Inhabitants of *Henrico* and *Hanover* Counties, praying that a Ferry may be established across *James River*, from a Place called *Rocket's Landing*, in the said County of *Henrico*, to the Land of the Honourable *William Byrd*, Esq; in the County of *Chesterfield*, be rejected.

Resolved, That it is the Opinion of this Committee, that the Petition of divers Inhabitants of the County of *King George*, praying that the Inspections of Tobacco at *Gibson's* and *Morton's* Warehouses may be discontinued, is reasonable.

Resolved, That it is the Opinion of this Committee, that the petition of divers Inhabitants of the County of *Stafford*, praying that the Inspection of Tobacco at *Cave's* Warehouses may be discontinued, be rejected.

Resolved, That it is the Opinion of this Committee, that so much of the Petition of divers Inhabitants of the County of *Frederick*, as prays that the Navigation of the River *Potowmack*, from Tide Water to *Fort Cumberland*, may be improved at the Expence of the Public, be rejected.

Resolved, That it is the Opinion of this Committee, that the Residue of the said Petition, praying that the said Navigation may be improved by Subscription, or Lottery, is reasonable.

The said *Resolutions*, being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That it be an Instruction to the said Committee, to whom the Bill to continue and amend the Act, intituled *An Act to continue and amend the Act, intituled an Act for amending the Staple of Tobacco, and for preventing Frauds in his Majesty's Customs*, is committed, that they have Power to receive a Clause or Clauses pursuant to the second of the said Resolutions. 108

Ordered, That a Bill be brought in pursuant to the last of the said Resolutions; and that the said Committee do prepare, and bring in the same.

Mr *Cary* reported from the Committee of Public Claims, to whom the Petitions of *Robert Garrett* and *William Plunket*, late Inspectors, and of the said *Robert Garrett* and *Henry Ware*, present Inspectors, at *Conway's* Warehouse, in the County of *Caroline*, were referred, that the Committee had examined the Matter of the said Petitions, and had directed him to report the same, together with the Resolutions of the Committee thereupon, to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, *viz.*

It appears to your *Committee*, that, at the Times the Tobacco mentioned in the said Petitions was stolen, the said Warehouses were insufficient; that previous thereto the said Inspectors had often applied to the Court of the County of *Caroline*, to put the said Warehouses in proper Repair; and that the said Court, in the Month of *October*, 1770, appointed Persons to let the same, but before the Repairs were made, the said Tobacco was stolen.

Whereupon the *Committee* came to the following Resolutions:

Resolved

¹ Hening, VIII, p. 318.

Resolved, That it is the Opinion of this Committee, that the said Petition of *Robert Garrett* and *William Plunket* is reasonable, and that they ought to be allowed the Sum of thirteen Pounds and ten Shillings, for the Tobacco in the said Petition mentioned.

Resolved, That it is the Opinion of this Committee, that the said Petition of *Robert Garrett* and *Henry Ware* is reasonable; and that they ought to be allowed the Sum of thirty-one Pounds, for the Tobacco in the said Petition mentioned.

The said *Resolutions*, being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

A *Petition* of *John Rictor*, of the County of *Fauquier*, was presented to the House, and read; setting forth, that the Land of the petitioner, whereon he lives, in the said County, is conveniently situated for a Town; and that several Tradesmen have already settled at that Place, and others are willing to settle there, in Case a Town be established, and therefore praying that an Act may pass for laying off fifty Acres of the said Land into Lots for that Purpose.

Ordered, That Leave be given to bring in a Bill pursuant to the Prayer of the said petition, and that Mr *Marshall*, and Mr *Scott*, do prepare, and bring in the same.

Ordered, That Mr *May* be added to the Committee for Religion, and the Committee of Propositions and Grievances.

Mr *Cary* reported from the Committee of Public Claims, to whom the Petition of *Elizabeth Derrick* was referred, that the Committee had examined the Matter of the said Petition, and had directed him to report the same, together with the Resolution of the Committee thereupon, to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, *viz.*

It appears to your *Committee*, that the Negro Man Slave *Jack*, mentioned in the said Petition, was committed to Gaol for hogstealing, and that during his Confinement he was frostbitten, by which Means he died in a few Days after his Trial.

Whereupon your *Committee* came to the following Resolution:

Resolved, That it is the Opinion of this Committee, that the said Petition is reasonable, and that the said *Elizabeth Derrick* ought to be allowed the Sum of seventy-five Pounds for the said Slave.

The said *Resolution*, being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Ordered, That the several Allowances of thirteen Pounds and ten Shillings to *Robert Garrett*, and *William Plunket*, and of thirty-one Pounds to the said *Robert Garrett*, and *Henry Ware*, for Tobacco stolen out of *Conway's* Warehouse; and also the Allowance of seventy-five Pounds to *Elizabeth Derrick*, for a Slave, who having been frostbitten during his Imprisonment as a Felon, died a few Days after his Trial, be entered in the Book of Public Claims by the Clerk.

And the said *Allowances* were severally entered accordingly.

A *Petition* of *Benjamin Lankford*, and *Richard Booker*, was presented to the House, and read; setting forth, that the Petitioners are Proprietors of a public Ferry over *Staunton* River, from the Land of *Edward Booker*, deceased, in the County of *Halifax*, to the Land of *John Fuqua*, deceased, and that the Rate of the said Ferry, which was formerly settled at two Pence *per* Man, was afterwards raised to three Pence; but that the Act, by which the Ferriage was raised, contained a suspending Clause, and it is uncertain whether the said Act hath been approved of by his Majesty, and therefore praying that the Rate of the said Ferry may be made equal to that of other Ferries over the same River.

Ordered, That it be an Instruction to the Committee of Propositions and Grievances, who are appointed to prepare and bring in a Bill for repealing so much of the Act, made in the fifth Year of the Reign of his present Majesty, intituled *An Act for appointing several*

¹ Hening, VIII, p. 44.

several new Ferries, and for other Purposes therein mentioned, as established a Ferry from the Land of *Cornelius Thomas*, over the *Fluvanna*, to the Land of *Nicholas Davies*, that they do make Provision in the said Bill for settling the Ferriage from the Land of *Edward Booker*, deceased, over *Staunton River*, to the Land of *John Fuqua*, deceased.

Ordered, That Mr *Duval* be added to the Committee for Religion.

And then the House adjourned till Tomorrow Morning, eleven of the Clock.

Saturday, the 21st of March, 12 George III. 1772.

ANOTHER Member having taken the Oaths appointed to be taken by Act of Parliament, and repeated and subscribed the Test, took his Place in the House.

A Petition of *Benjamin Winslow* was presented to the House, and read; setting forth, that in the Year 1760, the Petitioner, having received a recruiting Commission, from Lieutenant Governor *Fauquier*, to enlist Men for the *Cherokee Expedition*, and being particularly directed by his Instructions not to regard the Size of the Soldiers, if they were young and healthy, and had good Legs, recruited one *John Bromley*, about eighteen Years of Age, and in every other respect, except his Stature, unexceptionable, to whom the Petitioner advanced the ten Pounds Bounty Money, and who was supported by the Petitioner in a March from the Neighbourhood of *Fredericksburg* to *Bryant's Camp*, on *Roanoke*, where the said *John Bromley* was objected to and refused, because he was under Size, by the Commanding Officer; and further setting forth, that the Petitioner, understanding that the General Assembly had repaid to Officers in the like Circumstances their enlisting Money and Expences, desired Mr *Benjamin Grymes*, then a Member for the County of *Spotsylvania*, to lay the Case before the House of Burgesses, and put into his Hands the Vouchers to justify his Claim, but, it seems, the Matter was never considered by that Honourable House; and therefore praying that such Satisfaction may now be made to him as shall seem just.

Ordered, That the said Petition be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

The House proceeded to take into Consideration the Amendment made by the Council to the Bill, intituled *An Act to Appoint Commissioners to strike a dividing Line between the Counties of Stafford and King George*.¹⁰⁸

And the said Amendment was read, and is as followeth, viz.

Line 17, leave out "*succeeding General*," and insert "*Session of*" instead thereof.

The said Amendment, being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Ordered, That Mr *Alexander* do carry the Bill to the Council, and acquaint them, that this House hath agreed to the Amendment made by them.

A Petition of *Joseph Byrn*, of the County of *Frederick*, was presented to the House, and read; setting forth, that a Tract of Land on *Shanando River*, in the said County, whereof the Petitioner is seized, in Right of his Wife, is a very convenient Place for a public Ferry; and therefore praying that such Ferry may be established from thence, over the said River, to the opposite Bank.

Ordered, That the said petition be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the Matter thereof and report the same, with their Opinion thereupon, to the House.

The House proceeded to take into Consideration the Amendments made by the Council to the Bill intituled *An Act to amend an Act, intituled An Act to prevent malicious maiming and wounding*; and the said Amendments were read, and are as followeth, viz.

Line 11, after "*gouging*," insert "*plucking or putting out an Eye*;" leave out "*or*," and after "*biting*," insert "*kicking, or stamping upon*."

The

¹ Hening, VIII, p. 601. ² Ibid, VIII, p. 520.

The said *Amendments*, being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That Mr *Gray* do carry the Bill to the Council, and acquaint them that this House hath agreed to the Amendments made by them.

A *Petition* of *Fielding Lewis*, and others, Vestrymen of the Parish of *Saint George*, in the County of *Spotsylvania*, was presented to the House, and read; setting forth, that the Church Yard of the said Parish, in the Town of *Fredericksburg*, lying, for the most Part, on the Side of a Hill, is not a proper Situation for a new Church, which it will soon be necessary to build, and besides, is not large enough, nor fit, for a burying Ground; and therefore praying that the Petitioners may be empowered to sell so much of the said Church Yard as hath not been used for Interment, and to lay out the Money arising from the Sale, or so much of it as shall be sufficient, in purchasing other Land in the said Town more convenient for the Purposes aforesaid.

Ordered, That Leave be given to bring in a Bill pursuant to the Prayer of the said Petition; and that Mr *Mann Page* do prepare, and bring in the same.

The House proceeded to take into Consideration the Amendments made by the Council to the Bill intituled *An Act for altering the Court Days of the Counties of Surry, and Princefs Anne*.

And the said *Amendments* were read, and are as followeth, *viz.*

Line 2, after "*Surry*" insert "*Bedford*."

Line 8, after "*Month*," insert "*and the Court of the said County of Bedford shall be held on the fourth Monday in every Month*."

In the *Title* of the Bill after "*Surry*" insert "*Bedford*."

The said *Amendments*, being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That Mr *Bland* do carry the Bill to the Council, and acquaint them that this House hath agreed to the Amendments made by them.

A *Petition* of *William Roane*, Gentleman, was presented to the House, and read; setting forth that the petitioner had agreed to purchase a Tract of fifteen hundred Acres of Land, in the County of *King and Queen*, from *John Randolph Grymes*, to whom the said Land was devised by the Will of his Father, the Honourable *Philip Grymes*, Esquire, deceased, for seven hundred and fifty Pounds, but that it hath been since discovered that the said Land, by some Ancestor of the Family, had been entailed, and was not subject to the said Will; and further setting forth, that *Philip Ludwell Grymes*, Esquire, the eldest Son and Heir of the Body of the said *Philip Grymes*, the Testator, having been amply provided for by his Father, is willing and desirous that his said Brother should have all the Benefit intended for him by the said Devise; and therefore praying that Leave may be given to bring in a Bill for vesting the Fee Simple Estate of the said fifteen hundred Acres of Land in the Petitioner, upon Payment of the Consideration Money aforesaid to the said *John Randolph Grymes*.

Ordered, That Leave be given to bring in a Bill pursuant to the Prayer of the said Petition; and that Mr *Edmund Pendleton* and Mr *Nelson* do prepare, and bring in the same.

Ordered, That Mr *West*, Mr *Mann Page*, and Mr *Taliaferro* be added to the Committee for Religion.

Ordered, That Mr *West* be added to the Committee of Privileges and Elections.

Ordered, That Mr *Taliaferro*, Mr *Bowyer*, and Mr *West* be added to the Committee of Propositions and Grievances.

A *Petition* of *John Pollard* and *Thomas Sharpe*, Inspectors of Tobacco at *Dixon's* Warehouses, in the Town of *Falmouth*, and County of *King George*, was presented to the House, and read; setting forth that the Salaries of the Petitioners, for several years before the late Act of General Assembly, which reduced them to forth-five Pounds *per Annum* each, had been equal to those of the Inspectors at *Falmouth* Warehouses, who are still allowed fifty Pounds each, and who do not Inspect more Tobacco than the Petitioners, the Quantity brought annually to each Inspection being from twelve to fifteen

fifteen hundred Hogheads; and therefore praying that this Houfe will encrease their Salaries for the future, and make them Amends for the faid Reduction.

Ordered, That the faid Petition be referred to the Confideration of the Committee of Propofitions and Grievances; and that they do examine the Matter thereof, and report the fame, with their Opinion thereupon, to the Houfe.

Several *Petitions* of fundry Inhabitants of the Counties of *Suffex* and *Dinwiddie*, whose Names are thereunto fubfcribed, were prefented to the Houfe and read; taking Notice of an Application intended to be made to this Houfe, for obliging the Owners of Mills, on *Nottoway* River, to make in their Dams Slopes, of a new and extraordinary Kind; and reprefenting, that the Slopes propofed would render the Mills unprofitable, and probably carry them away, by which the People in that Part of the Country, watered by very few conftant Streams, would fuffer greater Inconvenience than the free Paffage of Fifh would compenfate; and therefore praying that no Alteration may be made in the Law relating to Slopes in Mill Dams.

Ordered, That the faid Petition be referred to the Confideration of the Committee of Propofitions and Grievances; and that they do examine the Matter thereof, and report the fame, with their Opinion thereupon, to the Houfe.

Ordered, That Mr *Montagu* have Leave to be abfent from the Service of this Houfe till *Wednesday* next. 110

A *Petition* of feveral Inhabitants of the Parifh of *Dryfsdale*, in the County of *Caroline*, whose Names are thereunto fubfcribed, was prefented to the Houfe, and read; taking Notice of an Application intended to be made to this Houfe for a Divifion of the faid Parifh; and fetting forth that the Petitioners think the Divifion unreafonable; and reprefenting that it would not relieve thofe who wifh for it, without deferting both the prefent Churches in the Parifh, and building others; and therefore praying that the faid Parifh may not be divided.

Ordered, That the Confideration of the faid Petition be deferred till the next Seflion of General Affembly.

An engroffed *Bill* for dividing the County of *Frederick* into three diftinct Counties was read the third Time.

Resolved, That the Bill do pafs; and that the Title be, *An Act for dividing the County of Frederick into three diftinct Counties*.

Ordered, That Mr *Bland* do carry the Bill to the Council, and defire their Concurrence.

Several *Petitions* of the Inhabitants of the County of *Caroline*, whose Names are thereunto fubfcribed, were prefented to the Houfe, and read; fetting forth that the Rivers *Mattapony* and *Pamunkey* are capable of an extenfive Navigation, which might confiderably leffen the Expence of carrying Commodities to Market; that all Rivers, as the Petitioners Conceive, ought to remain open, not only for the Purpofes of Commerce, but that the Paffage for Fifh being free, all Men may equally partake of that natural Supply of Provisions; and that the General Affembly, with a View to fuch defirable Ends, have empowered Truftees to receive Subfcriptions for clearing *Mattapony* and *Pamunkey*, in Confequence of which feveral Sums of Money were raifed and laid out, but the good Intention of the Legiflature hath been wholly defeated by the erecting Mill Dams, and fetting Fifh Hedges and Stops acrofs the faid Rivers; and therefore humbly fubmitting it to the Wifdom of the Houfe to provide an effectual Remedy to remove all prefent Obftructions, and prevent them for the future.

Ordered, That the Confideration of the faid Petitions be deferred till the next Seflion of General Affembly.

Mr *Treasurer* reported from the Committee for Religion, to whom the Petition of fundry Inhabitants of the Parifh of *Overwharton*, in the County of *Stafford*, praying that the Veftry of the faid Parifh may be diffolved, was referred, that the Committee had come to a Refolution, which they had directed him to report to the Houfe; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Refolution of the Committee was read, and is as followeth, *viz.*

Resolved

¹ Hening, VIII, p. 597.

Resolved, That it is the Opinion of this Committee, that the Consideration of the said Petition be deferred till the next Session of General Assembly.

The said *Resolution*, being read a second Time, was, upon the Question put thereupon, agreed to by the House.

A *Petition* of *Martha Lavie*, Widow, was presented to the House, and read; setting forth that the Petitioner's late Husband *James Lavie*, who attended the Committee of Correspondence, as their Messenger and Door-keeper, for which this House made him an Allowance in *November, 1769*, had received nothing for his said Services from that Time until he died; and therefore praying that the Petitioner, who is left in indigent Circumstances, may be allowed by this Honourable House whatever they may think the said *James Lavie* deserved.

Resolved, That the Sum of ten Pounds be paid to the said *Martha Lavie*.

Ordered, That the said Allowance be entered in the Book of Public Claims.

111 And the same was entered accordingly.

Mr Treasurer reported from the Committee for Religion, to whom the Petition of fundry Inhabitants of the Parish of *Saint James*, in the County of *Mecklenburg*, praying that the Vestry of the said Parish may be dissolved, was referred, that the Committee had come to a Resolution, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolution of the Committee was read, and is as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the Consideration of the said Petition be deferred till the next Session of General Assembly.

The said *Resolution*, being read a second Time, was, upon the Question put thereupon, agreed to by the House.

An engrossed *Bill* to continue and amend an Act, intituled *An Act¹ for reviving the Duty upon Slaves to be paid by the Buyers*; also to continue and amend an Act, intituled *An Act² to oblige Persons, bringing Slaves into this Colony from Maryland, Carolina, and the West-Indies, for their own Use, to pay a Duty*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act³ for continuing and amending several Acts, and reviving one Act, for laying Duties upon Slaves imported*.

Ordered, That *Mr Harrison* do carry the Bill to the Council, and desire their Concurrence.

Mr Marshall reported from the Committee, to whom the Bill to explain and amend an Act, intituled *An Act⁴ to oblige the Owners of Mills, Hedges, or Stops, on the Rivers therein mentioned, to make Openings or Slopes therein for the Passage of Fish*, was committed that the Committee had gone through the Bill, and made several Amendments thereunto, which they had directed him to report to the House; and he read the Report in his Place; and afterwards delivered the Bill, with the Amendments in at the Clerk's Table; where the Amendments were once read throughout, and then a second Time, one by one, and, upon the Question severally put thereupon, were agreed to by the House.

Ordered, That the Bill, with the Amendments, be engrossed.

Mr Edmund Pendleton reported from the Committee of Privileges and Elections, to whom the Petition of *Mr Thomas Pettus*, complaining of an undue Election of *Mr Henry Blagrove* to serve as a Burgess in this present General Assembly for the County of *Lunenburg*, was referred, that the Committee had come to several Resolutions, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the petitioner and fitting Member be at Liberty to examine Witneses before *Lyddal Bacon, Thomas Wynne, Elisha Betts, Thomas Tabb, Jonathan Patterson, Anthony Street, William Taylor, and Abraham Maury*, or any three of them, at the Court-House of the said County, on *Friday, the 27th Instant*, if fair, if not, the next fair Day, touching any Treats or Entertainments, given by the fitting Member, or his Agents, to the Freeholders of the said County

¹ Hening, VIII, p. 530.

² Ibid, VII, p. 338.

³ Ibid, VIII, p. 530.

⁴ Ibid VIII, p. 361.

County, after the Writ for electing Burgesses for the said County was issued, or on the Day of Election before the Poll was concluded; and that the said Commissioners do return the Depositions before the first Day of *April* next.

Resolved, That it is the Opinion of this Committee, that the Consideration of the said Petition be deferred till the said first Day of *April* next.

The said *Resolutions*, being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Mr *Marshall* presented to the House, according to Order, a Bill to establish a Town on the Land of *John Riçtor*, in the County of *Fauquier*; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

The *Order* of the Day being read;

Resolved, That this House will, upon *Tuesday* next, resolve itself into a Committee of the whole House upon the Bill to continue an Act, intituled *An Act to continue and amend an Act, intituled an Act for reducing the several Acts made for laying a Duty upon Liquors into one Act*. 112

Ordered, That Leave be given to bring in a Bill to amend an Act intituled *An Act to amend the Act, intituled an Act to oblige the Owners of Mills, Hedges, or Stone Stops, on sundry Rivers therein mentioned, to make Openings or Slopes therein for the Passage of Fish, and for other Purposes therein mentioned*; and that Mr *John Jones*, and Mr *Stith*, do prepare and bring in the same.

And then the House adjourned till Monday Morning next, eleven of the Clock.

Monday, the 23^d of March, 12 George III. 1772.

SEVERAL *Petitions* of the Inhabitants of the Parish of *Dale*, in the County of *Chesterfield*, whose Names are thereunto subscribed, were presented to the House, and read; taking Notice of an Application made to this House by a few Persons for dividing the said Parish; and setting forth that much the greater Number of the Parishioners do not desire the said Division; and therefore praying that the said Parish may not be divided.

Ordered, That the said Petition be referred to the Consideration of the Committee for Religion, to whom the Bill for dividing the Parishes of *Southam*, in the County of *Cumberland*, and *Dale*, in the County of *Chesterfield*, is committed.

Mr *Bland* presented to the House, according to Order, a Bill for appointing Trustees for the Town of *Cobham*, and for other Purposes therein mentioned; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

A *Petition* of the Mayor, Recorder, Aldermen, and Common Council of the City of *Williamsburg* was presented to the House, and read; setting forth that the Bill which hath passed this House, and hath been agreed to by the Council, intituled *An Act for cutting a navigable Canal from Archer's Hope Creek to Queen's Creek, through or near the City of Williamsburg*, may not be carried into Execution, some of the Persons through whose Lands the said Canal must pass, being Infants, who cannot consent to, and others having it in their Power to hinder the cutting thereof; and therefore praying that Leave may be given to bring in a Bill for enabling the Trustees and Directors of the said Work to cut or dig through the Lands of any Person or Persons, under such Restrictions and Regulations as the House shall think just and reasonable.

Ordered, That Leave be given to bring in a Bill pursuant to the Prayer of the said petition; and that Mr *Bland* and Mr *Alexander* do prepare, and bring in the same.

Mr *Bland* presented to the House, according to Order, a Bill to permit certain Persons therein mentioned to erect Gates across the public Roads leading through their Lands; and the same was received, and read the first Time.

Resolved

¹ Hening, VIII, p. 335. ² Ibid, VII, p. 590. ³ Ibid, VIII, p. 556.

Resolved, That the Bill be read a second Time.

Mr *Treasurer* reported from the Committee for Religion, to whom the Bill for dissolving the Vestries of the Parishes of *Saint Martin*, in the Counties of *Hanover* and *Louisa*, and of *Saint John*, in the County of *King William*, was committed, that the Committee had gone through the Bill, and made an Amendment thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendment, in at the Clerk's Table; where the Amendment was twice read, and, upon the Question put thereupon, was agreed to by the House.

Ordered, That the Bill, with the Amendment, be engrossed.

A *Petition* of several Persons of the County of *Charlotte*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that the Place, at which the Ferry over *Staunton River*, called *Fuqua's*, is kept, is not so proper for that Purpose as another Place about a Mile and a half above, and therefore praying that the said Ferry may be discontinued, and another appointed at the last mentioned Place, from the Land of *Walter Coles* to the Land of *Joseph Fuqua*.

Ordered, That the said *Petition* be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition* of *William Rind* was presented to the House, and read; setting forth, that the Treasurer was directed by this House to pay to the Petitioner for printing Bills of Credit for the thirty thousand Pounds emitted in Pursuance of an Act of the last General Assembly, the Sum of one hundred Pounds, which was not a sufficient Compensation; and therefore praying such further Allowance as shall seem just and reasonable.

Ordered, That the said *Petition* be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Harrison* reported from the Committee of Trade, to whom the Memorial of *Andrew Estave* was referred, that the Committee had examined the Matter of the said Memorial, and had come to several Resolutions thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the Treasurer of this Colony pay to the Trustees, in the said Memorial mentioned, the Sum of fifty-three Pounds and ten Shillings, to be by them laid out in purchasing another Slave in Lieu of the one sold by the said *Estave*, with their Consent, for twelve Months Credit, upon their delivering the Bond given for Payment thereof to the said Treasurer, who is to receive the same, and thereby to reimburse the Public the Sum aforesaid.

Resolved, That it is the Opinion of this Committee, that the Sum of forty-two Pounds and fifteen Shillings ought to be allowed and paid by the Public to the said *Andrew Estave* for so much necessarily expended by him in carrying on the Works of the Vineyard in the said Memorial mentioned.

Resolved, That it is the Opinion of this Committee, that the said *Andrew Estave* ought to be further allowed by the Public the Sum of fifty Pounds *per Annum*, for two Years, to be paid to him quarterly.

The said *Resolutions*, being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That the Allowance of fifty-three Pounds and ten Shillings to the Trustees appointed by the Act of General Assembly, for encouraging the making Wine, and also the Allowance of forty-two Pounds and fifteen Shillings to *Andrew Estave*, be entered in the Book of Public Claims by the Clerk.

And the same were entered accordingly.

Resolved, That the Sum of fifty Pounds *per Annum* be paid to *Andrew Estave* during the Term of two Years, by quarterly Payments.

Ordered

Ordered, That M^r *Harrison* do carry the Resolution to the Council, and desire their Concurrence.

Ordered, That M^r *Patrick Henry* have Leave to be absent from the Service of this House till the End of this Session of General Assembly.

Resolved, That the Sum of thirty-six Pounds and fourteen Shillings be paid to *Benjamin Powell*, for the Balance of his Account, for building a Dwelling House at the public Vineyard, and furnishing Materials for the same. 114

Ordered, That M^r *Harrison* do carry the Resolution to the Council, and desire their Concurrence.

A *Petition* of *Jacob Strickley* and *Henry Funk*, in Behalf of themselves, and their Christian Brethren, of the Sect, called Menonists, was presented to the House, and read; setting forth that the Petitioners and their Friends are comfortably settled on the Frontiers of this Colony, where they can support themselves and their Families, if they may be relieved from the Payment of Fines for not performing military Duty, which their religious Tenets forbid them to exercise; and therefore praying that they may be exempt from such Penalties.

Ordered, That the said *Petition* be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Message* from the Council by M^r *Blair*.

M^r *Speaker*,

The Council have agreed to the Bill, intituled An Act¹ for establishing the Town of *Fincastle*, in the County of *Botetourt*, without any Amendment; and also,

The Council do insist upon the Amendment made by them to the Bill, intituled An Act² for further continuing and amending the Act, intituled an Act for the better regulating and collecting certain Officers Fees, and for other Purposes therein mentioned, *disagreed* to by this House, and do desire the House will recede from their Disagreement thereunto.

And then the Messenger withdrew.

The said Amendment being again read;

The Amendment following was proposed to be made thereunto, *viz.*

Leave out "thirteen Shillings and four Pence," and insert "twelve Shillings and six Pence," instead thereof.

And the said Amendment to the Amendment was, upon the Question put thereupon, agreed to by the House.

Then the Question being put, that the House doth agree to the Amendment made by the Council, with the said Amendment thereunto;

It was resolved in the Affirmative.

Ordered, That M^r *Richard Henry Lee* do carry the Bill to the Council, and acquaint them, that this House hath agreed to the Amendment made by them, with an Amendment, to which Amendment to the Amendment this House doth desire the Concurrence of the Council.

M^r *Edmund Pendleton* presented to the House, according to Order, a Bill for the more easy and speedy Administration of Justice; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

A *Petition* of *John Burton*, late a Soldier in the *Virginia* Regiment, was presented to the House, and read; setting forth that the Petitioner, whilst he was in that Service, was so wounded in an Engagement by two Musket Balls, one of which, lodged in the Small of his Back, could never be extracted, that he is unable by his own Labour, and hath no other Means to maintain himself, and that he suffers continual Pain, and is in great Distress; and therefore humbly praying Relief.

Ordered, That the said *Petition* be referred to the Consideration of the Committee of Public Claims; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

M^r

¹ Hening, VIII, p. 616.

² Ibid, VIII, p. 515.

Mr *Treasurer* presented to the House, according to Order, a Bill for appointing Commissioners to ascertain the Value of certain Churches and Chapels in the Parishes of *Frederick, Norborne, and Beckford*, and for other Purposes therein mentioned; and the same was received.

Ordered, That the Bill do lie upon the Table.

A *Petition* of *William Ayres*, of the County of *King George*, was presented to the House, and read; setting forth that the Petitioner hath, for many Years, administered a Medicine to Persons afflicted with the Flux, with such Success that not one of his Patients, who followed his Directions, ever died of that Disease; and therefore praying that the House will make him an Allowance for communicating so useful a Remedy to the public, which he is willing to do, upon receiving a reasonable Satisfaction.

Ordered, That the said petition be referred to the Consideration of a Committee; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

And it is referred to Mr *Roane*, Mr *Simpson*, Mr *Edmondson*, Mr *Joseph Jones*, and Mr *Fitzhugh*.

Several *Petitions* of sundry Freeholders and Inhabitants of the Counties of *Prince George, Dinwiddie, Brunswick, Amelia, Mecklenburg, Lunenburg, and Suffex*, whose Names are thereunto subscribed, were presented to the House, and read; setting forth, that the Warehouses for Inspection of Tobacco, upon *Appamattox* River, are not sufficient to contain the Quantities of that Commodity brought thither, neither are the present Inspectors able to dispatch so much Business, which moreover will probably increase; and therefore praying that another Inspection may be established upon the Lots of Col. *Robert Bolling*, in the Town of *Blandford*, in the County of *Prince George*.

Ordered, That the said *Petition* be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition* of sundry Inhabitants of the County of *Dinwiddie*, whose Names are thereunto subscribed, was presented to the House, and read; setting forth, that it is necessary to establish another Warehouse for the Reception of Tobacco brought to *Petersburg*; and therefore praying that another Inspection may be established on the Land of Col. *Robert Bolling*, at *Cedar Point, Bolling's Point* and *Bollingbrooke* Warehouses.

Ordered, That the said *Petition* be referred to the Consideration of the Committee of Propositions and Grievances; and that they do examine the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A *Petition* of *William Robinson*, of the County of *King George*, was presented to the House, and read; setting forth that a Negro Man Slave, named *Edinburg*, belonging to the Petitioner, ran away from his Quarter, at a great Distance from him, and that the Petitioner did all in his Power to procure the said Slave to be outlawed, but before that was done, the said Slave, having been apprehended and confined, was let loose by another Slave, and running into the River was drowned; and therefore praying that he may be allowed the Value of his said Slave by the Public.

A *Motion* was made, and the Question being put, that the said *Petition* be referred to the Consideration of a Committee;

It passed in the Negative.

And then the House adjourned till Tomorrow Morning, eleven of the Clock.

Tuesday, the 24th of March, 12 George III. 1772.

116 MR *Bland* reported from the Committee of Propositions and Grievances, to whom the Bill for keeping in Repair several Roads and Bridges, and for other purposes therein mentioned, was committed, that the Committee had gone through the Bill, and made several Amendments thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments

Amendments were once read throughout, and then a second Time, one by one, and, upon the Question severally put thereupon, were agreed to by the House.

Ordered, That the Bill, with the Amendments, be engrossed.

Mr *Bland* reported from the Committee of Propositions and Grievances, to whom the Bill for further continuing the Acts for better regulating and disciplining the Militia, was committed, that the Committee had gone through the Bill, and made several Amendments thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a second Time, one by one, and, upon the Question severally put thereupon, were, with some Amendments to one of them, agreed to by the House.

Ordered, That the Bill, with the Amendments, be engrossed.

An engrossed *Bill* to remove the Seat of Government to a Place more convenient to the Inhabitants of this Colony was read the third Time.

And the *Question* being put that the Bill do pass;

The House divided.

The *Noes* went forth.

Tellers for the *Yeas*,

{ Mr *Treasurer*, }
{ Mr *Riddick*, }

48

Tellers for the *Noes*,

{ Mr *Edmund Pendleton*, }
{ Mr *Cary*, }

32

So it was *resolved* in the Affirmative;

And that the *Title* of the Bill be, *An Act to remove the Seat of Government to a Place more convenient to the Inhabitants of this Colony.*

Ordered, That Mr *Bland* do carry the Bill to the Council, and desire their Concurrence.

A *Message* from the Council by Mr *Blair*:

Mr *Speaker*,

The Council have agreed to the Amendment made by this House to the Amendment made by the Council to the Bill, intituled An Act² for further continuing and amending the Act, intituled an Act for the better regulating and collecting certain Officers Fees, and for other Purposes therein mentioned; and also,

The Council have agreed to the Bill, intituled An Act³ for dividing the County of Frederick into three distinct Counties, without any Amendment.

And then the Messenger withdrew.

Mr *Speaker* acquainted the House, that he had received a Letter from the Speaker of the Assembly of *North Carolina*, upon the Subject Matter of a Solicitation, by Agents, to obtain Permission to import Salt to the *British* Dominions in *America*, from *Spain* and *Portugal*.

And he delivered the *Letter* in at the Clerk's Table.

Ordered, That the said Letter do lie upon the Table, to be perused by the Members of the House.

Mr *Bland* reported from the Committee of Propositions and Grievances, to whom the Bill for clearing a Road from the Warm Springs in *Augusta*, and for other Purposes therein mentioned, was committed, that the Committee had gone through the Bill, and made several Amendments thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table;

And the House being informed, that some other Amendments are necessary to be made to the said Bill;

Ordered, That the said Bill be recommitted.

Ordered, That the said Bill be recommitted to the Committee, to whom the same was committed.

A

¹ Not recorded as a law.

² Hening, VIII. p. 515.

³ Ibid, VIII. p. 597.

A *Bill* for the more easy and Ipeedy Adminiftration of Juftice was read a fecond Time.

Resolved, That the *Bill* be committed.

Resolved, That the *Bill* be committed to a Committee of the whole Houfe.

Resolved, That this Houfe will, Tomorrow, refolve itfelf into a Committee of the whole Houfe upon the faid *Bill*.

Mr *Bland* prefented to the Houfe, according to Order, a *Bill* to enlarge the Power of the Truftees appointed to carry into Execution an Act paffed this prefent Seffion of Affembly, intituled *An Act¹ for cutting a navigable Canal from Archer's Hope Creek to Queen's Creek, through or near the City of Williamsburg*; and the fame was received, and read the firft Time.

Resolved, That the *Bill* be read a fecond Time.

Ordered, That the *Bill* be now read a fecond Time.

The *Bill* was accordingly read a fecond Time.

Resolved, That the *Bill* be committed.

Resolved, That the *Bill* be committed to a Committee of the whole Houfe.

Resolved, That this Houfe will, upon *Thursday* next, refolve itfelf into a Committee of the whole Houfe upon the faid *Bill*.

Ordered, That Leave be given to bring in a *Bill* for the Eafe and Relief of the People by paying the Burgeffes Wages in Money for this prefent Seffion of Affembly; and that Mr *Henry Lee* do prepare, and bring in the fame.

The *Order* of the Day being read;

Resolved, That this Houfe will, upon *Thursday* next, refolve itfelf into a Committee of the whole Houfe upon the *Bill* to continue an Act, intituled *An Act² to continue and amend an Act, intituled an Act for reducing the feveral Acts made for laying a Duty upon Liquors into one Act*.

Mr *Treasurer* reported from the Committee for Religion, to whom feveral Petitions and Memorials were referred, that the Committee had examined the Matters of the faid Petitions and Memorials, and had come to feveral Refolutions thereupon, which they had directed him to report to the Houfe; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Refolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the further Confideration of the Petition of fundry Inhabitants of the Parifh of *Ruffell*, in the County of *Bedford*, praying that the faid Parifh may be divided, and alfo of the feveral Petitions in Oppofition thereto, be deferred till the next Seffion of Affembly.

Resolved, That it is the Opinion of this Committee, that the Memorial of the Reverend *Alexander Gordon*, Rector of *Antrim*, in the County of *Halifax*, fetting forth that his Salary, as it is now paid, is not adequate to his Expence and Trouble, and praying Redrefs, is reafonable; and that he ought to be allowed the fame Salary as other Minifters are intituled to receive under an Act of Affembly, paffed in the 22^d Year of his late Majesty's Reign, intituled *An Act³ for the Support of the Clergy, and for the regular collecting and paying the Parifh Levies*.

Resolved, That it is the Opinion of this Committee, that the Petition of the Veftry-men of the Parifh of *Hamilton*, in the County of *Fauquier*, praying that the faid Parifh and the Parifh of *Leeds* may be divided by a new Line, be rejected.

Resolved, That it is the Opinion of this Committee, that the Memorial of the Veftry-men of the faid Parifh of *Leeds*, in Oppofition to the Petition for another Divifion thereof, and praying that the faid Parifh of *Hamilton* may be obliged to refund to the Parifh of *Leeds*, a Proportion of the Tobacco paid for building a Brick Church, in the Memorial mentioned, is reafonable.

The

¹ Hening, VIII, p. 556.

² Ibid, VIII, p. 335.

³ Ibid, VI, p. 88.

The said *Resolutions*, being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That a Bill or Bills be brought in pursuant to the second and last Resolutions and that the said Committee do prepare, and bring in the same.

And then the House adjourned till Tomorrow Morning, eleven of the Clock.

Wednesday, the 25th of March, 12 George III. 1772.

MR Cary reported from the Committee of Public Claims, to whom several Petitions were referred, that the Committee had examined the Matters of the said Petitions, and had come to several Resolutions thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the petition of *John Burton*, late a Soldier in the *Virginia* Regiment, is reasonable; and that he ought to be allowed the Sum of ten Pounds for his present Relief, and the further Sum of five Pounds *per Annum* during his Life, in Consideration of the Wounds he received and the Hardships he suffered in the Service, and of his being thereby rendered incapable of getting a necessary Subsistence.

Resolved, That it is the Opinion of this Committee, that the petition of *William Rind*, praying that a further Allowance may be made him for printing Bills of Credit to the Amount of thirty thousand Pounds, emitted in Pursuance of an Act of the last General Assembly, is reasonable; and that he ought to be paid the Sum of sixty Pounds for the same.

Resolved, That it is the Opinion of this Committee, that the Petition of *Benjamin Winslow* is reasonable; and that he ought to be allowed, by the Public, the Sum of ten Pounds and ten Shillings, for the Bounty Money, and subsisting the Recruit, in the Petition mentioned.

Resolved, That it is the Opinion of this Committee, that the Petition of *William Hackney* and *Rowland Sutton*, Inspectors of Tobacco at *Kemp's* Warehouse, in the County of *Middlesex*, is reasonable; and that the Petitioners ought to be allowed the Sum of eight Pounds nineteen Shillings and one Penny; it appearing that the said Warehouses at the Time the Tobacco, in the Petition mentioned, was stolen, were in good Repair, and well secured with good Locks and Bolts, and that the Loss was not occasioned by any Neglect of the Petitioners.

Resolved, That it is the Opinion of this Committee, that the Consideration of the Petition of *Benjamin Grymes*, in Behalf of himself and of his Creditors, to be allowed a reasonable Satisfaction for the Damage done their Slave, who was committed to Gaol for Hogstealing, and was frostbitten, during his Confinement, be deferred till the next Session of General Assembly.

The said *Resolutions*, being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That the several Allowances of ten Pounds to *John Burton*, and also of sixty Pounds to *William Rind*, and also of ten Pounds and ten Shillings to *Benjamin Winslow*, and also of eight Pounds nineteen Shillings and one Penny to *William Hackney* and *Rowland Sutton*, be entered in the Book of Public Claims by the Clerk.

And the said Allowances were entered accordingly.

Resolved, That the Sum of five Pounds *per Annum* be paid to *John Burton*, a poor wounded Soldier, during his Life.

Ordered, That Mr Cary do carry the Resolution to the Council, and desire their Concurrence.

The Order of the Day being read, for the House to resolve itself into a Committee of the whole House upon the Bill for the more easy and speedy Administration of Justice;

The

The House resolved itself into the said Committee.

Mr *Speaker* left the Chair.

Mr *Bland* took the Chair of the Committee.

Mr *Speaker* resumed the Chair.

Mr *Bland* reported from the Committee, that they had made a Progress in the Bill; and that he was directed by the Committee to move, that they may have Leave to sit again.

Resolved, That this House will, Tomorrow, resolve itself into a Committee of the whole House to consider further of the said Bill.

119 The other *Order* of the Day being read.

Resolved, That this House will, Tomorrow, resolve itself into a Committee of the whole House, to consider of the Letter from the Earl of *Hillsborough* to the Governor, upon the Subject of a Copper Coinage.

And then the House adjourned till Tomorrow Morning, eleven of the Clock.

Thursday, the 26th of March, 12 George III. 1772.

AN engrossed *Bill* to dock the Intail of certain Lands whereof *Ralph Wormeley*, Esquire, is seised, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act to dock the Intail of certain Lands whereof Ralph Wormeley, Esquire, is seised.*

Ordered, That Mr *Berkeley* do carry the Bill to the Council, and desire their Concurrence.

Ordered, That the Chaplain do attend to read Prayers, every Morning, at eight of the Clock.

Ordered, That Mr *Bland* do go to the Council, and acquaint them, that the Chaplain will attend to read Prayers, at eight of the Clock, every Morning, in the House.

An engrossed *Bill* for keeping in Repair several Roads and Bridges, and for other Purposes therein mentioned, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act for keeping in Repair several Roads, and for other Purposes therein mentioned.*

Ordered, That Mr *Riddick* do carry the Bill to the Council, and desire their Concurrence.

Ordered, That Mr *James Henry* have Leave to be absent from the Service of this House till the End of this Session of General Assembly.

Ordered, That Leave be given to bring in a Bill to exempt certain Counties from the Regulations of an Act for continuing and amending the Act, intituled *An Act for the better regulating and collecting certain Officers Fees, and for other Purposes therein mentioned*; and that Mr *William Cabell*, Mr *Edmund Pendleton*, Mr *Dandridge*, and Mr *Marable*, do prepare, and bring in the same.

Mr *Bland* reported from the Committee of Propositions and Grievances, to whom the Petition of the Settlers on the Waters of *Holfion* and *New River*, formerly in the County of *Augusta*, but now in the County of *Botetourt*, praying that a new County may be established on the said Waters, was referred, that the Committee had examined the Matter of the said Petition, and had come to a Resolution thereupon, which they had directed him to Report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolution of the Committee was read, and is as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the said Petition is reasonable.

The said *Resolution*, being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Ordered, That a Bill be brought in pursuant to the said Resolution; and that the said Committee do prepare, and bring in the same.

Mr

¹ Hening, VIII, p. 637.

² Ibid, VIII, p. 543.

³ Ibid, V, p. 38.

Mr *Hutchings* presented to the House, according to Order, a Bill to amend an Act, intituled *An Act¹ for regulating the Practice of Attornies*; and the same was received, and read the first Time.

And the *Question* being put, that the Bill be read a second Time;

It passed in the Negative.

Mr *John Page* presented to the House, according to Order, a Bill to amend an Act, intituled *An Act² directing the Duty of Surveyors of Land*; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Ordered, That Mr *Carrington* be added to the Gentlemen, who are appointed to prepare and bring in a Bill pursuant to the Prayer of the Petition of *Caldwell Pettypoole*. 120

A *Message* from the Council by Mr *Blair*:

Mr *Speaker*,

The Council have agreed to the Bill, intituled An Act³ for continuing and amending several Acts, and reviving one Act for laying Duties upon Slaves imported, without any Amendment; and also,

The Council have agreed to the Bill, intituled An Act⁴ to dock the Intail of certain Lands whereof Ralph Wormeley, Esquire, is seized, without any Amendment; and also,

The Council have agreed to the Resolve for paying several Sums of Money to Andrew Estave; and also,

The Council have agreed to the Resolve for paying a Sum of Money to Benjamin Powell.

And then the Messenger withdrew.

Mr *Treasurer* presented to the House, according to Order, a Bill to allow the Minister of the Parish of *Antrim*, in the County of *Halifax*, the same Salary as other Ministers are intitled to receive under an Act of Assembly passed in the twenty-second Year of his late Majesty's Reign, intituled *An Act⁵ for the Support of the Clergy, and for the regular collecting the Parish Levies*; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

The *Order* of the Day being read, for the House to resolve itself into a Committee of the whole House, to consider further of the Bill for the more easy and speedy Administration of Justice;

The House resolved itself into the said Committee.

Mr *Speaker* left the Chair.

Mr *Bland* took the Chair of the Committee.

Mr *Speaker* resumed the Chair.

Mr *Bland* reported from the Committee, that they had gone through the Bill, and made several Amendments thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table.

Ordered, That the said Bill be recommitted.

Ordered, That the said Bill be recommitted to a Committee of the whole House.

Resolved, That this House will, Tomorrow, resolve itself into a Committee of the whole House to consider further of the said Bill.

Mr *Mann Page* presented to the House, according to Order, a Bill to empower the Vestry of the Parish of *Saint George*, in *Spotsylvania* County, to sell Part of the Church Yard within the Town of *Fredericksburg*; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Mr *William Cabell* presented to the House, according to Order, a Bill to exempt certain Counties from the Regulations of an Act for continuing and amending the Act, intituled

¹ Hening, VII, p. 397.

² Ibid, VI, p. 33.

³ Ibid, VIII, p. 530.

⁴ Ibid, VIII, p. 637.

⁵ Ibid, VI, p. 88.

intituled *An Act¹ for the better regulating and collecting certain Officers Fees, and for other Purposes therein mentioned*; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Ordered, That the Bill be now read a second Time.

The *Bill* was accordingly read a second Time.

Ordered, That the Bill be engrossed.

121 Mr *Cary* reported from the Committee of Public Claims, to whom the Petition of *Richard Hewitt* and *Elias Hore*, Inspectors of Tobacco at *Aquia* Warehouses, in the County of *Stafford*, was referred, that the Committee had examined the Matter of the said Petition, and had come to several Resolutions thereupon, which they had directed him to Report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that Commissioners be appointed to state an Account of the Tobacco damaged in the said Warehouses, and enquire by what Means such Damage happened, and report the same to the next Session of Assembly.

Resolved, That it is the Opinion of this Committee, that so much of the said Petition, as prays that the Salaries of the said Inspectors may be increased, is reasonable; and that they ought to be allowed, each, an additional Salary of ten Pounds *per Annum*.

The said *Resolutions*, being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That the first Resolution do lie upon the Table until the second reading of the Bill for appointing Commissioners for selling the Tobacco damaged in the public Warehouse at *Morton's*.

Ordered, That it be an Instruction to the Committee of Propositions and Grievances, to whom the Bill to continue and amend the Act, intituled *An Act² to continue and amend the Act, intituled an Act for amending the Staple of Tobacco, and for preventing Frauds in his Majesty's Customs*, is committed, that they have Power to receive a Clause or Clauses pursuant to the second Resolution.

Mr *Edmund Pendleton* reported from the Committee, to whom the Bill to dock the Intail of certain Lands whereof *William Todd*, Gentleman, is seized, and for other Purposes therein mentioned, was committed, that the Committee had examined the Allegations of the Bill, and found the same to be true; and that the Committee had directed him to report the Bill to the House, without any Amendment; and he delivered the Bill in at the Clerk's Table.

Ordered, That the Bill be engrossed.

Mr *Harrison* presented to the House, according to Order, a Bill to vest the Wharf at *Point West*, in the Town of *Alexandria*, in the Trustees of the said Town for the Purposes therein mentioned; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Mr *John Jones* presented to the House, according to Order, a Bill to amend an Act, intituled *An Act³ to amend an Act intituled an Act to oblige the Owners of Mills, Hedges, or Stone Stops, on sundry Rivers therein mentioned, to make Openings or Slopes therein for the Passage of Fish, and for other Purposes therein mentioned*; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Ordered, That the Bill be now read a second Time.

The *Bill* was accordingly read a second Time.

Resolved, That the Bill be committed to the Committee of Propositions and Grievances.

The other *Orders* of the Day being read;

Resolved, That this House will, upon *Monday* next, resolve itself into a Committee of the whole House, upon the Bill to continue an Act, intituled *An Act⁴ to continue and amend*

¹ Hening, V, p. 38.

² Ibid, VIII, p. 318.

³ Ibid, VII, p. 590.

⁴ Ibid, VIII, p. 335.

amend an Act, intituled an Act for reducing the several Acts for laying a Duty upon Liquors into one Act.

Resolved, That this House will, upon *Monday* next, resolve itself into a Committee of the whole House to consider of the Letter from the Earl of *Hillsborough* to the Governor upon the Subject of a Copper Coinage.

Resolved, That this House will, Tomorrow, resolve itself into a Committee of the whole House, upon the Bill to enlarge the Power of the Trustees appointed to carry into Execution an Act passed this present Session of Assembly, intituled *An Act¹ for cutting a navigable Canal from Archer's Hope Creek to Queen's Creek, through or near the City of Williamsburg.*

Mr *Cary* presented to the House, according to Order, a Bill to amend the Act, intituled *An Act² for the better Preservation of the Breed of Deer, and preventing unlawful hunting;* and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

The House was moved, that the Order made upon *Tuesday* last, that the Committee for Religion do prepare, and bring in a Bill or Bills pursuant to the second and last Resolutions of the said Committee, which were upon that Day reported, and agreed to by the House, might be read.

And the same being read accordingly;

Ordered, That the said Order, as to preparing and bringing in a Bill upon the said last Resolution, be discharged.

Mr *Treasurer* reported from the Committee for Religion, to whom the several petitions of sundry Inhabitants of the Parish of *Dale*, in the County of *Chesterfield*, praying that the said Parish may not be divided, was referred, that the Committee had examined the Matter of the said Petitions, and had come to a Resolution thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolution of the Committee was read, and is as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the said Petitions be rejected.

The said Resolution, being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Mr *Henry Lee* presented to the House, according to Order, a Bill for the Ease and Relief of the People by paying the Burgeffes Wages in Money for the present Session of Assembly; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

A Bill for appointing Commissioners to ascertain the Value of certain Churches and Chapels in the Parishes of *Frederick*, *Norborne*, and *Beckford*, and for other Purposes therein mentioned, which, upon *Monday* last was presented to the House, was read the first Time.

Resolved, That the Bill be read a second Time.

Ordered, That the Bill be now read a second Time.

The Bill was accordingly read a second Time.

Resolved, That the Bill be committed to Mr *Henry Lee*, Mr *Francis Peyton*, Mr *Marshall*, and Mr *Scott*.

Ordered, That it be an Instruction to the said Committee, that they have Power to receive a Clause or Clauses pursuant to the last of the Resolutions of the Committee for Religion, which, upon *Tuesday* last, were reported, and agreed to by the House.

An engrossed Bill for making further Provision for the Support and Maintenance of Ideots, Lunatics, and other Persons of unfound Minds, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act³ for making further Provision for the Support and Maintenance of Ideots, Lunatics, and other Persons of unfound Minds.*

Ordered, That Mr *Bland* do carry the Bill to the Council, and desire their Concurrence.

And then the House adjourned till Tomorrow Morning, eleven of the Clock.

Friday

¹ Hening, VIII, p. 556. ² Ibid, V, p. 60. ³ Hening, VIII, p. 594.

Friday. the 27th of March. 12 George III. 1772.

AN engrossed *Bill* to amend an Act, intituled *An Act¹ concerning Seamen*, was read the third Time.

Resolved, That the *Bill* do pass; and that the Title be, *An Act² to amend an Act, intituled an Act concerning Seamen*.

Ordered, That Mr *Hutchings* do carry the *Bill* to the Council, and desire their Concurrence.

Mr *Treasurer* reported from the Committee for Religion, who were appointed to enquire into the State of the established Religion in this Colony, that the Committee had enquired accordingly, and had come to a Resolution, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and the Resolution of the said Committee is as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that for superintending the Conduct of the Clergy a Jurisdiction consisting of Laymen and Clergymen be established.

The said *Resolution* being read a second Time;

Ordered, That the said Report be referred to the Consideration of a Committee of the whole House.

¹²⁸ *Resolved*, That this House will now resolve itself into a Committee of the whole House to consider of the said Report.

The House accordingly resolved itself into the said Committee.

Mr *Speaker* left the Chair.

Mr *Harrison* took the Chair of the Committee.

Mr *Speaker* resumed the Chair.

Mr *Harrison* reported from the Committee, that they had come to a Resolution, which they had directed him to report, when the House will please to receive the same.

Ordered, That the Report be now received.

Mr *Harrison* accordingly reported the Resolution which the Committee had directed him to report to the House, which he read in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the House be moved, that Leave may be given to bring in a Bill to establish a Jurisdiction for superintending the Conduct of the Clergy, to be exercised by Clergymen, with an Appeal to a Court of Delegates.

Ordered, That Leave be given to bring in a Bill to establish a Jurisdiction for superintending the Conduct of the Clergy, to be exercised by Clergymen, with an Appeal to a Court of Delegates; and that Mr *Harrison*, Mr *Treasurer*, and Mr *Bland*, do prepare and bring in the same.

Ordered, That Mr *Riddick*, Mr *Richard Henry Lee*, Mr *Barbour*, Mr *Francis Lightfoot Lee*, and Mr *Siith*, have Leave to be absent from the Service of this House till the End of this Session of General Assembly.

The *Orders* of the Day being read;

Resolved, That this House will, Tomorrow, resolve itself into a Committee of the whole House, to consider further of the Bill for the more easy and speedy Administration of Justice.

Resolved, That this House will, upon *Tuesday* next, resolve itself into a Committee of the whole House, upon the Bill to enlarge the Power of the Trustees appointed to carry into Execution an Act passed this present Session of Assembly, intituled *An Act³ for cutting a navigable Canal from Archer's Hope Creek to Queen's Creek, through or near the City of Williamsburg*.

Mr *Bland* reported, from the Committee appointed upon *Friday* last, to draw up an Address, to be presented to the Governor, that the Committee had drawn up an Address accordingly

¹ Hening, VI. p. 24.

² Ibid, VIII, p. 523.

³ Ibid, VIII, p. 556.

accordingly, which they had directed him to report to the House; and he read the same in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, *viz.*

My Lord,

The Burgeffes of Virginia, now met in General Assembly, beg Leave humbly to represent, that they have received a Petition from a considerable Number of the Inhabitants of the County of Spotsylvania, setting forth that the Petitioners have for many Years suffered great Hardships and unneccessary Expences from the inconvenient Situation of the Court-House in the Town of Frederickfburg, near one Corner of the County; and that they have been disappointed in several Applications to former Governors, for Relief, by adjourning the Court to a Place more convenient to the Inhabitants.

Without meaning to draw into Question any just Prerogative of the Crown, which it is their Inclination, as well as Interest, ever to support, but thinking it their indispenfable Duty to communicate to your Excellency any Grievance the People they represent may sustain, from the Exercise of the Powers of Government, in Instances where their Cases may not have been fully explained, the Burgeffes have taken into their mature Consideration, as well the said Petition, as one, in Opposition thereto, from sundry Inhabitants in and near the said Town of Frederickfburg, and are of Opinion, that such Removal would be just and proper, for the following, among other, Reasons.

First, That Court-Houses, being designed for the Administration of Justice, built at the Expence of the whole People of the County, and the usual Place for the Exercise of the Militia of General Musters, they conceive, should be so placed, as that a Majority may resort to them, with equal Ease and Convenience, as far as may be, which can only happen by holding the Court in the Centre.

Secondly, That though the Encouragement of Towns may be useful to Trade and Commerce, Objects worthy of the Public Attention, yet they are of Opinion, that such Encouragement ought to be given by other Means than that of sacrificing the Ease and Convenience of the People in the Administration of Justice.

Thirdly, By holding the Court in one Corner of the County, many poor People must be obliged, as has happened in this Case, to travel double the Distance they need go, and under the Necessity of neglecting their Families and Business, by staying all Night from Home, at Expences very injurious to them, when, from the Centre, every Person might be able to return Home the same Day.

These Reasons, with such others as may occur, the Burgeffes humbly submit to your Lordship's Consideration, and cannot avoid intreating your Excellency to relieve the People, by ordering the said County Court to be adjourned to, and held at, some Place in or near the Centre of the County.

The said *Address*, being read a second Time;

Resolved, That the House doth agree with the Committee in the said *Address*, to be presented to the Governor.

Ordered, That the said *Address* be presented to his Excellency by the Gentlemen who drew up the same.

Mr Treasurer reported from the Committee, to whom the Bill to dock the Intail of certain Lands whereof *James Blackwell*, the younger, is seized, and for other Purposes therein mentioned, was committed, that the Committee had examined the Allegations of the Bill, and found the same to be true; and that the Committee had gone through the Bill, and made several Amendments thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a second Time, one by one, and, upon the Question severally put thereupon, were agreed to by the House.

Ordered, That the Bill, with the Amendments, be engrossed.

The House was moved, that the Order, made upon *Wednesday* the 11th Day of this
 Infant

Infant, that the Committee of Trade do prepare and bring in a Bill pursuant to the first Resolution of the Committee of Propositions and Grievances, which was, upon that Day, reported, and agreed to by the House, might be read.

And the same being read accordingly;

Ordered, That the said Order be discharged.

And then the House adjourned till Tomorrow Morning eleven of the Clock.

Saturday, the 28th of March, 12 George III. 1772.

THE House, according to Order, resolved itself into a Committee of the whole House, to consider further of the Bill for the more easy and speedy Administration of Justice.

Mr *Speaker* left the Chair.

Mr *Bland* took the Chair of the Committee.

Mr *Speaker* resumed the Chair.

125 Mr *Bland* reported from the Committee, that they had made several other Amendments to the Bill, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table.

Ordered, That the Bill, with the Amendments, be printed.

A *Message* from the Council by Mr *Blair*:

Mr *Speaker*,

The Council have agreed to the Bill, intituled An Act¹ for keeping in repair several Roads, and for other Purposes therein mentioned, with an Amendment, to which Amendment the Council desire the Concurrence of this House.

And then the Messenger withdrew.

The House proceeded to take the said Amendment into Consideration.

And the said *Amendment* was read, and is as followeth, *viz.*

Line 38, after '*Drivers*' insert '*and Owners.*'

The said *Amendment*, being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Ordered, That Mr *Bland* do carry the Bill to the Council, and acquaint them, that this House hath agreed to the Amendment made by them.

Ordered, That Mr *Joseph Cabell*, Mr *Edmund Pendleton*, Mr *Bowyer*, Mr *Burton*, and Mr *Edmondson*, have Leave to be absent from the Service of this House until the End of this Session of General Assembly.

Ordered, That a Committee be appointed to enquire into the Circumstances of the Affairs of the late Treasurer, and that they report the State thereof, with their Opinion by what Means the Money due from him to the Public may be secured, to the House.

And a Committee was appointed of Mr *Bland*, Mr *Eyre*, Mr *Treasurer*, Mr *Harrison*, Mr *Joseph Jones*, Mr *Charles Carter*, Mr *Digges*, Mr *Fitzhugh*, and Mr *Banister*.

Ordered, That Leave be given to bring in a Bill to regulate the Allowances to the Keeper of the Public Prison for the Maintenance of poor Prisoners and Runaways; and that Mr *Nelson*, Mr *Bland*, and Mr *Treasurer*, do prepare and bring in the same.

Ordered, That Leave be given to bring in a Bill for further regulating the Practice of Attornies; and that Mr *Bland*, Mr *Cary*, and Mr *Treasurer*, do prepare and bring in the same.

And then the House adjourned till Monday Morning next, eleven of the Clock.

Monday

¹ Hening, VIII, p. 543.

Monday, the 30th of March, 12 George III. 1772.

ANOTHER *Member* having taken the Oaths appointed to be taken by Act of Parliament, and repeated and subscribed the Test, took his Place in the House.

Ordered, That the Order of the Day, for the House to resolve itself into a Committee of the whole House, upon the Bill to continue an Act, intituled *An Act¹ to continue and amend an Act, intituled an Act for reducing the several Acts, made for laying a Duty upon Liquors into one Act, be now read.*

And the same being read accordingly;

Ordered, That the said Order be discharged.

Ordered, That the Bill be engrossed.

Ordered, That Mr *Thomson Mason* be added to the Committee for Religion, the Committee of Privileges and Elections, and the Committee of Propositions and Grievances.

The other *Order* of the Day being read;

Resolved, That this House will, Tomorrow, resolve itself into a Committee of the whole House, to consider of the Letter from the Earl of *Hillsborough* to the Governor, upon the Subject of a Copper Coinage.

Mr *Gray* reported from the Committee, to whom the Bill to enable the *Nottoway* Indians to lease certain Lands, and for other Purposes therein mentioned, was committed, that the Committee had examined the Allegations of the Bill, and found the same to be true; and that the Committee had gone through the Bill, and made an Amendment thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendment, in at the Clerk's Table; where the Amendment was twice read, and, upon the Question put thereupon, was agreed to by the House.

Ordered, That the Bill, with the Amendment, be engrossed.

A Bill for erecting a Lighthouse on Cape *Henry* was read a second Time.

Resolved, That the Bill be committed to Mr *Harrison*, Mr *Eyre*, Mr *Bland*, Mr *Newton*, Mr *Hutchings* and Mr *Holt*.

Ordered, That it be an Instruction to the Committee of Propositions and Grievances, who are appointed to prepare and bring in a Bill, for repealing so much of the Act made in the fifth Year of the Reign of his present Majesty, intituled *An Act² for appointing several new Ferries, and for other Purposes therein mentioned*, as established a Ferry from the Land of *Cornelius Thomas*, over the *Fluvanna*, to the Land of *Nicholas Davies*, that they have Power to receive a Clause or Clauses, for establishing a Ferry, over *James River*, from the Land of *William Crow*, to the Land of *Andrew Boyd*, in the County of *Botetourt*.

Mr *Bland* presented to the House, according to Order, a Bill for dividing the County of *Botetourt* into two distinct Counties; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Mr *Roane* reported from the Committee, to whom the Petition of *William Eyres* was referred, that the Committee had examined the Matter of the said Petition, and had directed him to report the same, as it appeared to them, together with the Resolution of the Committee thereupon, to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, *viz.*

It appears to the *Committee*, from a Certificate subscribed by a great Number of Persons, whose Veracity is well known to the Committee, that the Petitioner has, for several Years past, been employed by sundry Persons in curing and stopping the Flux, in their Families, and has had general Success therein, having never lost a Patient, who followed his Directions. It further appears to the Committee, by a Certificate from one *Thomas Turner*, Esquire, that the Petitioner has lately cured, of that Disease,
several

¹ Hening, VIII, p. 529.

² Ibid, VIII, p. 44.

feveral of his, the faid *Turner's* Family, many of whom, it was thought, would die of it. It further *appears* to the Committee, by a Certificate from one *George Turnbull*, that, notwithstanding he had the Affiftance of a Phyfician, he lay fourteen Days ill of that Difeafe, and his Life, the whole Time, was much defpaired of; that in an Hour after the Petitioner had adminiftered to him, he found great Eafe, and, in a fhort Time, was perfectly cured, and by following his Directions the Diforder ftopped.

Whereupon the *Committee* came to the following Refolution:

Resolved, That it is the Opinion of this Committee, that the Publication of his Remedy, and Manner of treating that Difeafe, may be of public Utility.

The faid *Refolution* being read a fecond Time;

And the *Queftion* being put, that the Houfe doth agree with the Committee in the faid Refolution;

It paffed in the Negative.

Ordered, That Mr *Treasurer* do caufe the Names of all the Sheriffs, who have failed to collect and account for the public Taxes, together with the Balances due from them refpectively, to be published in the *Virginia Gazette*, at fuch Times as he fhall think proper, before the 10th Day of *November* next.

127 Mr *Bland* reported from the Committee of Propofitions and Grievances, to whom feveral Petitions were referred, that the Committee had examined the Matters of the faid Petitions, and had come to feveral Refolutions thereupon; which they had directed him to report to the Houfe; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Refolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the Petition of *William Aylett*, Proprietor of the public Warehoufes on his Land, in the County of *King William*, praying that he may deliver up the faid Warehoufes to the Public, and that their Value may be afcertained by Perfons, to be appointed for that Purpofe, be rejected.

Resolved, That it is the Opinion of this Committee, that fo much of the Petition of *John Pollard* and *Thomas Sharpe*, Infpectors at *Dixon's* Warehouse, in the County of *King George*, as prays that their Salaries may be increafed, is reafonable; and that they ought to be allowed the Sum of fifty Pounds *per Annum*, each.

Resolved, That it is the Opinion of this Committee, that the Refidue of the faid petition, praying fome Compenfation for Lofs by the Reduction of their Salaries, in the Year 1769, is reafonable; and that they ought to be allowed ten Pounds, each, for the two laft Years.

Resolved, That it is the Opinion of this Committee, that the Confideration of the Petition of *Joseph Byrn*, praying that a Ferry may be eftablifhed, over *Shenandoah* River, from his Land, in the County of *Frederick*, to the Land of *Bryan Martin*, Efquire, oppofite thereto, ought to be deferred till the next Seflion of Affembly.

Resolved, That it is the Opinion of this Committee, that fo much of the petition of the Inhabitants of the Counties of *Halifax* and *Charlotte*, as prays that the Ferry, over *Staunton* River, from the Land of *William Fuqua*, deceased, to the Land of *Walter Coles*, oppofite thereto, may be difcontinued, is reafonable.

Resolved, That it is the Opinion of this Committee, that the Refidue of the faid Petition, praying that a Ferry may be eftablifhed, over the faid River, from the Land of *Walter Coles*, in *Halifax* County, to the Land of *Joseph Fuqua*, in the County of *Charlotte*, is reafonable.

The *firft* Refolution of the Committee being read a fecond Time;

Ordered, That the faid Refolution be recommitted.

Ordered, That the faid Refolution be recommitted to the faid Committee, to whom the petition of the faid *William Aylett* was referred.

The fubfequent *Refolutions* of the Committee, being feverally read a fecond Time, were, upon the *Queftion* feverally put thereupon, agreed to by the Houfe.

Ordered, That it be an Infruction to the faid Committee, to whom the Bill to continue

tinue and amend the Act, intituled *An Act¹ to continue and amend the Act, intituled an Act for amending the Staple of Tobacco, and for preventing Frauds in his Majesty's Customs*, was committed, that they have Power to receive a Clause or Clauses, pursuant to the second Resolution of the said Committee, this Day reported, and agreed to by the House.

Ordered, That it be an Instruction to the said Committee, who are appointed to prepare and bring in a Bill, for repealing so much of the Act, made in the fifth Year of the Reign of his present Majesty, intituled *An Act² for appointing several new Ferries, and for other Purposes therein mentioned*, as established a Ferry from the Land of *Cornelius Thomas*, over the *Fliwanna*, to the Land of *Nicholas Davies*, that they have Power to receive a Clause or Clauses, pursuant to the fifth and sixth Resolutions of the said Committee, this Day reported, and agreed to by the House.

Ordered, That the Allowance of ten Pounds to *John Pollard* and *Thomas Sharpe*, Inspectors of Tobacco at *Dixon's* Warehouse, in the County of *King George*, each, be entered in the Book of Public Claims by the Clerk.

And the said Allowance was entered accordingly.

Mr Bland presented to the House, according to Order, a Bill to encourage the further Settlement of the Town of *Alexandria*, in the County of *Fairfax*; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Ordered, That *Mr Thomas Mann Randolph*, *Mr Joseph Jones*, *Mr Speed*, and *Mr May*, have Leave to be absent from the Service of this House till the End of this Session of General Assembly.

A Bill to permit certain Persons therein mentioned to erect Gates across the public Roads, leading through their Lands, was read a second Time.

Resolved, That the Bill be committed to the Committee of Trade.

Mr Bland reported from the Committee of Propositions and Grievances, to whom the Petition of the Dissenters, called Menonists, praying that they may be exempt from the Penalties inflicted for not attending Musters, was referred, that the Committee had examined the Matter of the said Petition, and had come to a Resolution thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table, where the Resolution of the Committee was read, and is as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the said Petition is reasonable.

Ordered, That the said Report do lie upon the Table.

The House proceeded to take into Consideration the Book of Public Claims.

And the said Book was partly read.

Ordered, That the further Consideration of the said Book be adjourned till Tomorrow.

Ordered, That the Committee of Public Claims do state an Account of the Allowances to be made to the Witneses, who attended the Commissioners, to be examined touching the Matter of the Petition of *Mr Henry Blagrove*, complaining of an undue Election and Return of *Mr Thomas Pettus* to serve as a Burgess in this present General Assembly, for the County of *Lunenburg*, and report the same to the House.

Ordered, That the Committee of Public Claims do state an Account of the Allowances to be made to the Witneses, who attended the Committee for Religion, upon the hearing of the Petitions of several Persons of the Parish of *Saint John*, in the County of *King William*, for dissolving the Vestry of the said Parish, and the Petition of the Vestrymen of the said Parish, in Opposition thereto, and report the same to the House.

A Bill for appointing Trustees to regulate the making of Slopes for the Passage of Fish, in the Mill Dams within the County of *Bedford*, was read a second Time.

Resolved, That the Bill be committed to the Committee of Propositions and Grievances.

An engrossed Bill to dock the Intail of certain Lands whereof *John Hancock* is seised, and for settling other Lands and Slaves, in Lieu thereof, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act³ to dock the Intail of certain*

¹ Hening, VIII, p. 318

² Ibid, VIII, p. 44.

³ Ibid, VIII, p. 635.

certain Lands whereof John Hancock is seised, and for settling other Lands and Slaves, in Lieu thereof.

Ordered, That M^r Henry Lee do carry the Bill to the Council, and desire their Concurrence.

An engrossed *Bill* to dock the Intail of certain Lands whereof *James Blackwell, the younger, is seised, and for other Purposes therein mentioned, was read the third Time.*

Resolved, That the Bill do pass; and that the Title be, An Act¹ to dock the Intail of certain Lands whereof James Blackwell, the younger, is seised, and for other Purposes therein mentioned.

Ordered, That M^r Treasurer do carry the Bill to the Council, and desire their Concurrence.

And then the House adjourned till Tomorrow Morning, eleven of the Clock.

Tuesday, the 31st of March, 12 George III. 1772.

¹²⁹ **A** *Bill* to appoint Commissioners to view a Place proposed for a Road through the South Mountain was read a second Time.

Ordered, That the Bill be engrossed.

The *Order* of the Day being read, for the House to resolve itself into a Committee of the whole House, to consider of the Letter from the Earl of *Hillsborough* to the Governor upon the Subject of a Copper Coinage;

Ordered, That the Extracts of Letters which have passed between M^r Treasurer, and M^r John Norton, of London, Merchant, upon the same Subject, and which were this Day laid before the House by M^r Treasurer, be referred to the said Committee.

Then the House resolved itself into the said Committee.

M^r *Speaker* left the Chair.

M^r *Bland* took the Chair of the Committee.

M^r *Speaker* returned the Chair.

M^r *Bland* reported from the Committee, that they had come to several Resolutions, which they had directed him to report, when the House will please to receive the same.

Ordered, That the Report be now received.

M^r *Bland* accordingly reported the Resolutions, which the Committee had directed him to report to the House; which he read in his Place, and afterwards delivered in at the Clerk's Table; where the same were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that an humble Address be presented to his Excellency the Governor, returning him the Thanks of the House for communicating the Earl of Hillsborough's Letter on the Subject of Copper Money; expressing the Satisfaction we have received, on finding the Proposal, formerly made, for the Introduction of such Coin into this Colony, is likely to be carried into Execution, and the Obligations we are under to his Majesty's Minister for giving such earnest Attention to the Views of the Colony in this Respect; assuring his Lordship that we entirely approve the Scheme, which the Earl of Hillsborough hath been pleased to recommend, and that we wish to adopt it, in every Part.

Resolved, That it is the Opinion of this Committee, that so much of the several Acts of Assembly, made in the first Year of the Reign of his late Majesty, and in the tenth Year of the Reign of his present Majesty, as respects Copper Coin, ought to be amended, and adapted to the Terms now proposed, for issuing and circulating Copper Money in this Colony.

The said *Resolutions*, being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That M^r Treasurer and M^r John Page do wait upon his Excellency with the first Resolution.

Ordered

¹ Hening, VIII, p. 641.

Ordered, That a Bill be brought in pursuant to the second Resolution; and that Mr *Treasurer* and Mr *John Page* do prepare, and bring in the same.

Mr *Bland* presented to the House, according to Order, a Bill to amend the Act, intituled *An Act¹ directing the Trial of Slaves committing capital Offences, and for the more effectual punishing Conspiracies and Insurrections of them, and for the better Government of Negroes, Mulattoes, and Indians, bond or free*; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Ordered, That the Bill be now read a second Time.

The *Bill* was accordingly read a second Time.

Resolved, That the Bill be committed.

Resolved, That the Bill be committed to a Committee of the whole House.

Resolved, That this House will, upon *Thursday* next, resolve itself into a Committee of the whole House upon the said Bill.

Mr *Harrison* reported from the Committee of Trade, to whom the Bill to permit certain Persons, therein mentioned, to erect Gates, across the public Roads, leading through their Lands, was committed, that the Committee had examined the Allegations of the Bill, and found the same to be true; and that the Committee had gone through the Bill, and made several Amendments thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a second Time, one by one, and, upon the Question severally put thereupon, were agreed to by the House.

Ordered, That the Bill, with the Amendments, be engrossed.

The other *Orders* of the Day being read;

Resolved, That this House will, Tomorrow, resolve itself into a Committee of the whole House, upon the Bill to enlarge the Power of the Trustees, appointed to carry into Execution an Act passed this present Session of Assembly, intituled *An Act² for cutting a navigable Canal from Archer's Hope Creek to Queen's Creek, through or near the City of Williamsburg*.

Ordered, That the further Consideration of the Book of Public Claims be further adjourned till Tomorrow.

Mr *Bland* presented to the House, according to Order, a Bill for further regulating the Practice of Attornies; and the same was received, and read the first Time.

And the *Question* being put, that the Bill be read a second Time;

It passed in the Negative.

An engrossed *Bill* to amend an Act, intituled *An Act³ for clearing Mattapony River*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act⁴ to amend an Act, intituled an Act for clearing Mattapony River*.

Ordered, That Mr *Aylett* do carry the Bill to the Council, and desire their Concurrence.

Mr *Bland* reported from the Committee of Propositions and Grievances, to whom the Bill to compel Ships importing Convicts, Servants, or Slaves infected with the Gaol Fever, or Small-Pox, to perform Quarantine, was committed, that the Committee had gone through the Bill, and made several Amendments thereunto, which they had directed him to Report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a second Time, one by one, and, upon the Question severally put thereupon, were agreed to by the House.

Ordered, That the Bill, with the Amendments, be engrossed.

Mr *Nelson* presented to the House, according to Order, a Bill for regulating the Allowances to the Keeper of the public Prison, for the Maintenance of poor Prisoners for Debt, and Runaways; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

And then the House adjourned till Tomorrow Morning, eleven of the Clock.

Wednesday

¹ Hening, VI, p. 104.

² Ibid, VIII, p. 556.

³ Ibid, VI, p. 394.

⁴ Ibid, VIII, p. 579.

Wednesday, the 1st of April, 12 George, III. 1772.

MR Bland reported from the Committee, who were appointed to enquire into the Circumstances of the Affairs of the late Treafurer, and to report the State thereof, with their Opinion by what Means the Money due from him to the Public may be fecured, that the Committee had confidered the Matter referred to them, and had directed him to report the fame, as it appeared to them, to the Houfe; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the fame was read, and is as followeth, *viz.*

It appears to your *Committee*, from a Lift of Debts laid before them by the Adminiftrators of the late Treafurer, that there is due, at this Time, to his Eftate, from different Perfons, the Sum of one hundred and nine thousand and fixty-three Pounds twelve Shillings and three pence, of which your Committee believe the Sum of twenty-two thousand one hundred and feventy Pounds eight Shillings and nine Pence will be entirely loft, but, from the beft Information they could receive, they are of Opinion, that the Refidue of the Debts, amounting to eighty-fix thousand eight hundred and ninety-three Pounds three Shillings and fix pence, will prove good, though it is uncertain in what Time the Adminiftrators will be able to collect the fame.

It further appears to your *Committee*, that many Suits have been commenced, and Judgments obtained, for different Balances; that feveral Perfons Eftates have been fold, and Bonds taken, fome of which remain unpaid. Upon the whole, it appears to your Committee, that the Adminiftrators, confidering the complicated and perplexed Situation of their Inteftate's Affairs, have ufed every prudent Meafure to fecure and get in the Debts due to the Eftate, and your Committee are of Opinion, that they ought to continue their Endeavors to have all the Accounts finally clofed, and enforce the moft expeditious Payments of the feveral Balances, which are ftill due.

Ordered, That the Report do lie upon the Table;

Mr Bland reported from the Committee of Propofitions and Grievances, to whom the Bill to amend an A^ct, intituled *An A^ct to amend an A^ct, intituled an A^ct to oblige the Owners of Mills, Hedges, or Stone Stops on fundry Rivers, therein mentioned, to make Openings or Slopes therein for the Passage of Fish, and for other Purpofes therein mentioned*, was committed, that the Committee had gone through the Bill, and made feveral Amendments thereunto, which they had directed him to report to the Houfe; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a fecond Time, one by one; and, upon the Queftion feverally put thereupon, were agreed to by the Houfe.

Ordered, That the Bill, with the Amendments, be engroffed.

A Bill for appointing Commiffioners for felling the Tobacco damaged in the public Warehoufes at *Morton's*, was read a fecond Time.

Resolved, That the Bill be committed to Mr Alexander and Mr Yelverton Peyton.

Ordered, That it be an Inftitution to the faid Committee, that they have Power to receive a Clause or Clauses purfuant to the firft Refolution of the Committee of Public Claims, which, upon *Thursday* laft, was reported, and agreed to by the Houfe.

Mr *Harrifon* reported from the Committee appointed upon *Friday*, the twentieth Day of laft Month, to draw up an Addrefs to be prefented to his Majefty, that the Committee had drawn up an Addrefs accordingly, which they had directed him to report to the Houfe; and he read the fame in his Place, and afterwards delivered it in at the Clerk's Table; where the fame was read, and is as followeth, *viz.*

Moft Gracious Sovereign,

We, your Majefty's dutiful and loyal Subjects, the Burgeffes of Virginia, now met in General Affembly, beg Leave, with all Humility, to approach your Royal Prefence.

The many Inftances of your Majefty's benevolent Intentions and moft gracious Difpofition

position to promote the Prosperity and Happiness of your Subjects in the Colonies, encourage us to look up to the Throne, and implore your Majesty's paternal Assistance in averting a Calamity of a most alarming Nature.

The Importation of Slaves into the Colonies from the Coast of Africa hath long been considered as a Trade of great Inhumanity, and, under its present Encouragement, we have too much Reason to fear will endanger the very Existance of your Majesty's American Dominions.

We are sensible that some of your Majesty's Subjects in Great-Britain may reap Emoluments from this Sort of Traffic, but when we consider that it greatly retards the Settlement of the Colonies, with more useful Inhabitants, and may, in Time, have the most destructive Influence, we presume to hope that the Interest of a few will be disregarded when placed in Competition with the Security and Happiness of such Numbers of your Majesty's dutiful and loyal Subjects.

Deeply impressed with these Sentiments, we most humbly beseech your Majesty to remove all those Restraints on your Majesty's Governors of this Colony, which inhibit their assenting to such Laws as might check so very pernicious a Commerce.

Your Majesty's antient Colony and Dominion of Virginia hath, at all Times, and upon every Occasion, been entirely devoted to your Majesty's sacred Person and Government, and we cannot forego this Opportunity of renewing those Assurances of the truest Loyalty, and warmest Affection, which we have so often, with the greatest Sincerity, given to the best of Kings, whose Wisdom and Goodness we esteem the surest Pledges of the Happiness of all his People.

The said Address being read a second Time;

Resolved, *Nemine contradicente*, That the House doth agree with the Committee in the said Address, to be presented to his Majesty.

Resolved, That an Address be presented to his Excellency the Governor, to desire that he will be pleased to transmit the Address to his Majesty, and to support it in such Manner as he shall think most likely to promote the desirable End proposed.

Ordered, That the said Address be presented to the Governor by the Gentlemen who drew up the Address to his Majesty.

Mr *Treasurer* presented to the House, according to Order, a Bill to amend the several Acts of Assembly, respecting the Currency of Copper Money, in this Colony; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

An engrossed Bill, to explain and amend an Act, intituled *An Act¹ to oblige the Owners of Mills, Hedges, or Stops, on the Rivers therein mentioned, to make Openings or Slopes therein, for the Passage of Fish*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act² to explain and amend an Act, intituled an Act to oblige the Owners of Mills, Hedges, or Stops, on the Rivers therein mentioned, to make Openings or Slopes therein, for the Passage of Fish*.

Ordered, That Mr *Marshall* do carry the Bill to the Council, and desire their Concurrence.

Ordered, That Mr *Carr*, Mr *Banister*, Mr *Watkins*, Mr *Mitchell*, and Mr *Henry Pendleton*, have Leave to be absent from the Service of this House till the End of this Session of General Assembly.

Mr *Bland* reported from the Committee of Propositions and Grievances, to whom several Petitions were referred, that the Committee had examined the Matters of the said Petitions, and had come to several Resolutions thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz*.

Resolved, That it is the Opinion of this Committee, that the petitions of divers Inhabitants of the County of *Prince George*, and others, praying that new Warehouses, for

¹ Henning, VIII, p. 361.

² Ibid, VIII, p. 581.

for the Inspection of Tobacco, may be established on the Lots of *Robert Bolling*, adjoining *Davis's Landing*, in the Town of *Blandford*, is reasonable.

Resolved, That it is the Opinion of this Committee, that the petition of divers Inhabitants of the County of *Dinwiddie*, and others, praying that new Warehouses, for the Inspection of Tobacco, may be established on the Land of *Robert Bolling*, at *Cedar Point*, is reasonable.

The said *Resolutions*, being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That it be an Instruction to the Committee of Propositions and Grievances, to whom the Bill to continue and amend the Act, intituled *An Act¹ to continue and amend the Act, intituled An Act for amending the Staple of Tobacco, and for preventing Frauds in his Majesty's Customs*, is committed, that they have Power to receive a Clause or Clauses pursuant to the said Resolutions.

Ordered, That it be an Instruction to the said Committee, that they have Power to receive a Clause or Clauses for reducing the Salaries of the Inspectors of Tobacco at *Robert Bolling's*, *Bollingbrooke*, *Blandford*, and *Boyd's* Warehouses, ten Pounds each.

Mr Bland presented to the House, according to Order, a Bill to repeal so much of the Act, made in the fifth Year of his present Majesty's Reign, as establishes a Ferry from the Land of *Cornelius Thomas*, in the County of *Amherst*, over the *Fluvanna* River, to the Land of *Nicholas Davies*, opposite thereto, in the County of *Bedford*; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

¹³³ A Bill to establish a Town on the Land of *John Ridlor*, in the County of *Fauquier*, was read a second Time.

Resolved, That the Bill be committed to *Mr Thomson Mason*, and *Mr Francis Peyton*.

Ordered, That it be an Instruction to the said Committee, that they have Power to receive a Clause or Clauses for restraining Hogs from going at Large in the Town of *Leesburg*, in the County of *Loudoun*.

A Bill for appointing Trustees for the Town of *Cobham*, and for other Purposes therein mentioned, was read a second Time.

Ordered, That the Bill be engrossed.

An engrossed Bill for dissolving the Vestries of the Parishes of *Saint Martin*, in the Counties of *Hanover* and *Louisa*, and of *Saint John*, in the County of *King William*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act² for dissolving the Vestries of the Parishes of Saint Martin, in the Counties of Hanover and Louisa, and of Saint John, in the County of King William*.

Ordered, That *Mr Aylett* do carry the Bill to the Council, and desire their Concurrence.

Ordered, That Leave be given to bring in a Bill for regulating the Method of suing out Writs of *Alias Capias*, in the County Courts, for altering *Loudoun* Court Day, and for other Purposes; and that *Mr Thomson Mason*, *Mr Francis Peyton*, and *Mr Henry Lee*, do prepare, and bring in the same.

Ordered, That this House be called over Tomorrow.

The Order of the Day being read for the House to resolve itself into a Committee of the whole House, upon the Bill to enlarge the Power of the Trustees, appointed to carry into Execution an Act passed this present Session of Assembly, intituled *An Act³ for cutting a navigable Canal from Archer's Hope Creek to Queen's Creek, through or near the City of Williamsburg*;

The House resolved itself into the said Committee.

Mr Speaker left the Chair.

Mr Bland took the Chair of the Committee.

Mr Speaker resumed the Chair.

Mr Bland reported from the Committee, that they had gone through the Bill, and made

¹ Hening, VIII, p. 318.

² Ibid, VIII, p. 607.

³ Ibid, p. 556.

made feveral Amendments thereunto, which they had directed him to report when the Houfe will pleafe to receive the fame.

Ordered, That the Report be now received.

Mr *Bland* accordingly reported from the faid Committee the Amendments which the Committee had made to the Bill, and which they had directed him to report to the Houfe; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a fecond Time, one by one, and, upon the Queftion feverally put thereupon, were agreed to by the Houfe.

Ordered, That the Bill, with the Amendments, be engroffed.

The other *Order* of the Day being read;

Ordered, That the further Confideration of the Book of Public Claims be further adjourned till Tomorrow.

And then the Houfe adjourned till Tomorrow Morning eleven of the Clock.

Thursday, the 2nd of April, 12 George III. 1772.

MR *Marshall* reported from the Committee, to whom the Bill for appointing Commiffioners to ascertain the Value of certain Churches and Chapels in the Parifhes of *Frederick*, *Norborne*, and *Beckford*, and for other Purpofes therein mentioned, was committed, that the Committee had gone through the Bill, and made feveral Amendments thereunto, which they had directed him to report to the Houfe; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a fecond Time, one by one, and, upon the Queftion feverally put thereupon, were agreed to by the Houfe.

Ordered, That the Bill, with the Amendments, be engroffed.

Mr *Bland* prefented to the Houfe, according to Order, a Bill to amend the Act, intituled *An Act¹ prefcribing the Method of appointing Sheriffs, and for limiting the Time of their Continuance in Office, and directing their Duty therein*; and the fame was received, and read the firft Time.

Resolved, That the Bill be read a fecond Time.

Ordered, That the Bill be now read a fecond Time.

The *Bill* was accordingly read a fecond Time.

Resolved, That the Bill be committed.

Resolved, That the Bill be committed to a Committee of the whole Houfe.

Resolved, That this Houfe will, Tomorrow, refolve itfelf into a Committee of the whole Houfe upon the faid Bill.

Mr *Cary* reported from the Committee of Public Claims, to whom it was referred to ftate an Account of the Allowances, to be made to the Witneffes who attended the Commiffioners, to be examined touching the Matter of the Petition of Mr *Henry Blagrove*, complaining of an undue Election and Return of Mr *Thomas Pettus*, to ferve as Burgels, in this prefent General Affembly, for the County of *Lunenburg*, that the Committee had ftated an Account accordingly; and had directed him to report the fame to the Houfe; and he read the Report in his Place; and afterwards delivered it in at the Clerk's Table, where the Account was read, and is as followeth, *viz.*

	Pounds of Nett Tobacco.
To <i>David Garland</i> , Sheriff of <i>Lunenburg</i> County, for fummoning feventy Witneffes on Behalf of the faid <i>Blagrove</i> .	490
To the faid <i>Garland</i> , for fummoning thirty-eight Witneffes, on Behalf of the faid <i>Pettus</i> ,	266
To <i>Sion Spencer</i> , Sheriff of <i>Charlotte</i> County, for fummoning five Witneffes, on Behalf of the faid <i>Pettus</i> .	35

Ordered

¹ Hening, V, p. 515.

Ordered, That the said several Allowances be entered in the Book of Public Claims, by the Clerk.

And the said *Allowances* were entered accordingly.

A *Motion* was made, and the Question being put, that two hundred and eighty seven Pounds of Tobacco, the Sheriff's Fees for summing forty-one Witneffes, on Behalf of Mr *Henry Blagrove*, be levied upon him, it appearing that he admitted the Voters, with respect to whose Freeholds the said Witneffes were examined, to be duly qualified;

It was resolved in the Affirmative.

Ordered, That the Allowance of the said two hundred and eighty-seven Pounds of Tobacco to the County of *Lunenburg*, to be levied upon the said *Henry Blagrove*, be entered in the Book of Public Claims, by the Clerk.

And the said *Allowance* was entered accordingly.

A *Motion* was made, and the Question being put, that one hundred and nineteen Pounds of Tobacco, the Sheriff's Fees for summing seventeen Witneffes, on Behalf of Mr *Thomas Pettus*, be levied upon him, it appearing that he admitted the Voters, with respect to whose Freeholds the said Witneffes were examined, to be duly qualified;

It was resolved in the Affirmative.

135 *Ordered*, That the Allowance of the said one hundred and nineteen Pounds of Tobacco, to the County of *Lunenburg*, to be levied upon the said *Thomas Pettus*, be entered in the Book of Public Claims, by the Clerk.

And the said *Allowance* was entered accordingly.

Mr *Cary* reported from the Committee of Public Claims, to whom it was referred to state an Account of the Allowances to be made to the Witneffes, who attended the Committee for Religion, upon the hearing of the Petitions of several Persons of the Parish of *Saint John*, in the County of *King William*, for dissolving the Vestry of the said Parish, and the Petition of the Vestrymen of the said Parish, in Opposition thereto, that the Committee had stated an Account accordingly, and had directed him to report the same to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Account was read, and is as followeth, *viz.*

Witneffes.	Attendance.	Distance.	Pounds of Nett Tobacco.
<i>John Watkins,</i>	2 Days,	40 Miles	252
<i>Bernard Powers,</i>	2	40	252
<i>Holt Richeson,</i>	4	30	342
<i>William Peters Martin,</i>	3		182
<i>Isaac Quarles,</i>	4	40	372
<i>John Roane,</i>	5	45	447
			1847

Ordered, That the said several Allowances be entered in the Book of Public Claims, by the Clerk.

And the said *Allowances* were entered accordingly.

A *Motion* was made, and the Question being put, that the said one thousand eight hundred and forty-seven Pounds of Tobacco be levied on the Inhabitants of the Parish of *Saint John*, in the County of *King William*;

It was resolved in the Affirmative.

Ordered, That the Allowance of the said one thousand eight hundred and forty-seven Pounds of Tobacco to the said County of *King William*, to be levied upon the Inhabitants of the said Parish of *Saint John*, be entered in the Book of Public Claims, by the Clerk.

And the said *Allowance* was entered accordingly.

A *Message* from the Council by Mr *Blair*:

Mr

Mr Speaker,

The Council have agreed to the Bill, intituled An Act¹ for diffolving the Vestries of the Parishes of *Saint Martin*, in the Counties of *Hanover*, and *Louisa*, and of *Saint John*, in the County of *King William*, without any Amendment; and also,

The Council have agreed to the Bill, intituled An Act² for making further Provision for the Support and Maintenance of Ideots, Lunatics, and other Persons of unfound Minds, without any Amendment; and also,

The Council have agreed to the Bill, intituled An Act³ to amend an Act, intituled an Act for clearing *Mattapony River*, without any Amendment; and also,

The Council have agreed to the Bill, intituled An Act⁴ to dock the Intail of certain Lands whereof *James Blackwell*, the younger, is seised, and for other Purposes therein mentioned, without any Amendment; and also,

The Council have agreed to the Bill, intituled An Act⁵ to dock the Intail of certain Lands whereof *John Hancock* is seised, and for settling other Lands, and Slaves, in Lieu thereof, without any Amendment; and also,

The Council have agreed to the Bill, intituled An Act⁶ to amend an Act intituled An Act concerning Seamen, with an Amendment, to which Amendment the Council desire the Concurrence of this House.

And then the Messenger withdrew.

The House proceeded to take the said Amendment into Consideration.

And the said Amendment was read, and is as followeth, viz.

Line 14, after "*Churchwardens*" insert "*or either of them.*"

The said Amendment, being read a second Time, was, upon the Question put there-186

upon, agreed to by the House.

Ordered, That Mr *Hutchings* do carry the Bill to the Council, and acquaint them that this House hath agreed to the Amendment made by them.

Mr *Nelson* presented to the House, according to Order, a Bill to vest certain intailed Lands, whereof *Philip Ludwell Grymes*, Gentleman, is seised, in *William Roane*, Gentleman, in Fee Simple; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Ordered, That Mr *Hardy* have Leave to be absent from the Service of this House till Monday next.

Ordered, That Mr *Thornton*, and Mr *Taliaferro*, have Leave to be absent from the Service of this House till the End of this Session of General Assembly.

The Order of the Day being read, for the House to resolve itself into a Committee of the whole House, upon the Bill to amend the Act, intituled *An Act directing the Trial of Slaves committing capital Offences, and for the more effectual punishing Conspiracies and Insurrections of them, and for the better Government of Negroes, Mulattoes, and Indians, bond or free.*

Resolved, That this House will, Tomorrow, resolve itself into a Committee of the whole House upon the said Bill.

The Order of the Day being read, for the House to take into their further Consideration the Book of Public Claims;

Ordered, That the further Consideration of the said Book be further adjourned till Tomorrow.

Mr *Bland* reported from the Committee of Privileges and Elections, to whom the Petition of Mr *Thomas Pettus*, complaining of an undue Election and Return of Mr *Henry Blagrove*, to serve as a Burgess in this present General Assembly, for the County of *Lunenburg*, was referred, that the Committee had examined the Matter of the said Petition, and had directed him to report the same, together with the Resolutions of the Committee thereupon, to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, viz.

Your

¹ Hening, VIII, p. 607.

² Ibid, VIII, p. 594.

³ Ibid, VIII, p. 579.

⁴ Ibid, VIII, p. 641.

⁵ Ibid, VIII, p. 635.

⁶ Ibid, VIII, p. 523.

⁷ Ibid, VI, p. 104.

Your *Committee* take Leave to obferve, in the firft Place, that the fitting Member did not appear before them, either in Perfon, or by his Counfel; whereupon your *Committee* proceeded to confider the material Depofitions taken and returned, purfuant to the Order of the Houfe, from whence it appears, by the Evidence of one *James Johnson*, an Ordinary Keeper, in the County of *Lunenburg*, that on the Day of the laft Election of Burgefles for the faid County, before the Poll was opened, M^r *Blagrove* applied to him, and told him if any Perfons wanted Drams to let them have them, which he accordingly did, to the Value of twenty Shillings, or thereabouts, and for which he expects to receive Satisfaction; but that M^r *Blagrove* did not folicit his Vote or Intereft; that he heard one *Joseph Smith*, alfo an Ordinary Keeper, in the faid County, fay that he treated for M^r *Blagrove* on the Day of the faid Election, but he did not declare whether by M^r *Blagrove's* Directions or not. It alfo appears, from the Evidence of *Thomas Garrett*, that about a Fortnight before the laft Election for the faid County of *Lunenburg*, he loft his Pocket Book, and one *Christopher Maconico* engaged to give him another, of the Value of five Shillings, provided he would vote for M^r *Blagrove* at the enfuing Election; in Confideration whereof he did vote for M^r *Blagrove*, and has fince received the Book; that he thinks he fhould not have voted for him without fuch Promife, and that on the Morning of the Day of Election, and before the Poll was opened, M^r *Blagrove* came to him, and carried him to the Ordinary Door, into which he entered, and there drank plentifully of Wine, and was told by one *Joseph Smith*, the Ordinary Keeper, that he was partaking of M^r *Blagrove's* Treat. It alfo appears to your *Committee*, by the Evidence of the faid *Christopher Maconico*, that fome Time before the laft Election of Burgefles for *Lunenburg* County, he being at the Houfe of M^r *Thomas Garrett*, complaining of the Lofs of his Pocket Book, he told him if he would vote for M^r *Blagrove* he would give him another, to which *Garrett* agreed, and at the Election performed his Promife; that fome Time after the faid *Garrett* applied for the Pocket Book, and *Maconico* gave him an old *Scotch Almanack*, of lefs than four pence Value, as it was not agreed that the Book fhould be of any particular Value; that he never expects any Satisfaction for it; that in Conference with the faid *Garrett*, at the Courthoufe, the faid *Garrett* informed him there were two Things he had fworn before M^r *Abraham Maury*, which were wrong, *viz.* the faying the Pocket Book was to be of five Shillings Value, and that he did not vote for M^r *Blagrove* in Confideration thereof. It further appears to your *Committee*, by the Evidence of one *John White*, that on the Day of the laft Election of Burgefles for the County of *Lunenburg*, the faid *White* meeting M^r *Blagrove* between *James Johnson's* Ordinary and *Smith's* Ordinary, after the ufual Compliments of Salutation had paffed, M^r *Blagrove* faid to him, "You don't drink Toddy; come along with me, and we will try to get a Dram"; whereupon they went together into the faid *Smith's* Ordinary, and M^r *Blagrove* called to the faid *Smith*, who produced fome Rum in a Tumbler, but that he was in no Wife induced thereby to vote for M^r *Blagrove*.

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Whereupon your *Committee* came to the following Refolution.

Resolved, That it is the Opinion of this *Committee*, that the faid M^r *Thomas Pettus* has fully made good his charge againft the faid M^r *Henry Blagrove*.

Resolved, That it is the Opinion of this *Committee*, that faid M^r *Henry Blagrove* is not duly elected to ferve as a Burgef, in this prefent General Affembly, for the County of *Lunenburg*.

The faid *Resolutions*, being feverally read a fecond Time, were, upon the Queftion feverally put thereupon, agreed to by the Houfe.

Ordered, That an Addrefs be made to the Governor, to Order a new Writ to Ifsue, for the electing of a Burgef, to ferve in this prefent General Affembly, for the County of *Lunenburg*, in the Room of M^r *Henry Blagrove*, whole Election is declared void; and that M^r *Claiborne* do wait upon his Excellency with the faid Addrefs.

A *Bill* to encourage the further Settlement of the Town of *Alexandria*, in the County of *Fairfax*, was read a fecond Time.

Resolved, That the *Bill* be committed to the *Committee* of Trade.

M^r

Mr *Bland* reported from the Committee of Propositions and Grievances, to whom the Bill for appointing Trustees to regulate the making of Slopes, for the Passage of Fish, in the Mill Dams, within the County of *Bedford*, was committed, that the Committee had gone through the Bill, and made several Amendments thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table.

And the House being informed, that some other Amendments are necessary to be made to the said Bill;

Ordered, That the said Bill be recommitted to the Committee of Propositions and Grievances.

Mr *Alexander* reported from the Committee, to whom the Bill for appointing Commissioners, for felling the Tobacco damaged in the public Warehouse at *Morton's* was committed, that the Committee had gone through the Bill, and made an Amendment thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendment, in at the Clerk's Table; where the Amendment was twice read, and, upon the Question put thereupon, was agreed to by the House.

Ordered, That the Bill, with the Amendment, be engrossed.

Mr *Bland* reported from the Committee of Propositions and Grievances, to whom the Bill for clearing a Road from the Warm Springs, in *Augusta*, and for other Purposes therein mentioned, was recommitted, that the Committee had made several other Amendments to the Bill, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a second Time, one by one, and, upon the Question severally put thereupon, were, with several Amendments to one of them, agreed to by the House.

Ordered, That the Bill, with the Amendments, be engrossed.

Mr *Rutherford* reported from the Committee, to whom the Petition of *Philip Hand* was referred, that the Committee had examined the Matter of the said Petition, and had directed him to report the same, together with the Resolution of the Committee thereupon, to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the same was read, and is as followeth, *viz.*

It appears to your *Committee*, by the Information of Mr *Rutherford* (a Member of the House) and others (the Petitioner himself being unable to attend) that the said *Philip Hand* is very aged and infirm; that he has been in the Service of the Country, as set forth in his Petition, and that one of his Arms is greatly disabled, and much scarified, which he affirms was occasioned by a Wound he received in the Service; that by his extreme Poverty, and enfeebled State, it was very difficult for him to get a proper certificate of his Case, from the late Surgeon of the Regiment, in which he served; and, in the mean Time, must suffer the Miseries incident to his distressed Circumstances.

Whereupon your *Committee* came to the following Resolution.

Resolved, That it is the Opinion of this Committee, that the said Petition is reasonable.

The said *Resolution*, being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Resolved, That the Sum of six Pounds be paid to *Philip Hand*, for his present Relief, and the Sum of five Pounds, *per Annum*, during his Life.

Ordered, That Mr *Rutherford* do carry the Resolution to the Council, and desire their Concurrence.

Ordered, That Mr *Carrington* be added to the Gentlemen, who are appointed to prepare and bring in a Bill, for regulating the Method of suing out Writs of *Alias Capias*, in the County Courts, for altering *Loudoun* Court Day, and for other Purposes.

Ordered, That it be an Instruction to the Gentlemen who are appointed to prepare and bring in the said Bill, that they do make Provision therein for altering the Court Day of the County of *Pittsylvania*.

An engrossed *Bill*, for further continuing the Acts, for better regulating and disciplining the Militia, was read the third Time.

An engrossed *Clause* was offered to be added to the said *Bill*, by Way of Ryder, for exempting the dissenting Protestants, called *Menonists*, from performing Military Duty.

And the said *Clause* was thrice read, and, upon the Question put thereupon, agreed to by the House, to be made Part of the *Bill* by Way of Ryder.

Resolved, That the *Bill* do pass; and that the Title be, *An Act¹ for further continuing and amending the Acts, for better regulating and disciplining the Militia.*

Ordered, That M^r Bland do carry the *Bill* to the Council, and desire their Concurrence.

A *Bill* to amend an Act, intituled *An Act² directing the Duty of Surveyors of Land*, was read a second Time.

Resolved, That the *Bill* be committed to the Committee of Propositions and Grievances.

A *Bill* to amend an Act, intituled *An Act³ for the better Preservation of the Breed of Deer, and preventing unlawful hunting*, was read a second Time.

Resolved, That the *Bill* be committed to M^r Cary, M^r Washington, and M^r Henry Lee.

A *Bill* to empower the Vestry of the Parish of *Saint George*, in *Spotsylvania* County, to sell Part of the Church Yard within the Town of *Fredericksburg*, was read a second Time.

Ordered, That the *Bill* be engrossed.

And then the House adjourned till Tomorrow Morning, eleven of the Clock.

Friday, the 3rd of April. 12 George III. 1772.

M^R Harrison reported from the Committee, to whom the *Bill* for erecting a Lighthouse on Cape *Henry*, was committed, that the Committee had gone through the *Bill*, and made several Amendments thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the *Bill*, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a second Time, one by one, and, upon the Question severally put thereupon, were agreed to by the House.

Ordered, That the *Bill*, with the Amendments, be engrossed.

M^r Adams presented to the House, according to Order, a *Bill* to dock the Intail of certain Lands whereof *Calwell Pettypool* and *Mary* his Wife are seized in Fee Tail, for Purposes therein mentioned; and the same was received, and read the first Time.

Resolved, That the *Bill* be read a second Time.

Ordered, That the *Bill* be now read a second Time.

The *Bill* was accordingly read a second Time.

Resolved, That the *Bill* be committed to M^r Adams, M^r Cary, M^r DuVal, M^r Carrington, and M^r Claiborne.

M^r Bland reported to the House, that their Address, of *Friday* the 27th of last Month (that the Governor will be pleased to order the Court of the County of *Spotsylvania* to be adjourned to, and held at, some Place in or near the Centre of the County) had been presented to his Excellency, who was pleased to say, that the Address relates to a Question of pure Prerogative, and that he would consider of it, and send an Answer to the House.

An engrossed *Bill* to exempt certain Counties from the Regulations of an Act, for continuing and amending the Act, intituled *An Act⁴ for the better regulating and collecting certain Officers Fees, and for other Purposes therein mentioned*, was read the third Time.

An engrossed *Clause* was offered to be added to the said *Bill*, by Way of Ryder, relating to Officers Fees which were due before the 20th Day of *January* last.

And the said *Clause* was thrice read, and, upon the Question put thereupon, agreed to by the House, to be made Part of the *Bill*, by Way of Ryder.

Resolved

¹ Not recorded as a law.

² Hening, VI, p. 33.

³ Ibid, V, p. 60.

⁴ Ibid V, p. 38.

Resolved, That the Bill do pass; and that the Title be, *An Act to except certain Counties out of an Act, for continuing and amending the Act, intituled an Act for the better regulating and collecting certain Officers Fees, and for other Purposes therein mentioned.*

Ordered, That Mr *William Cabell* do carry the Bill to the Council, and desire their Concurrence.

The House was moved, that the Order made upon *Friday* the 20th Day of last Month, that the Committee of Propositions and Grievances do prepare, and bring in a Bill, pursuant to the last Resolution of the said Committee, which was upon that Day reported, and agreed to by the House, might be read.

And the same being read accordingly;

Ordered, That the said Order be discharged.

Mr *Bland* reported from the Committee of Propositions and Grievances, to whom the Bill for appointing Commissioners to view the Lands, on both Sides of *James River*, from *Westham* to the navigable Water, below the Falls of the said River, and for other Purposes therein mentioned, was committed, that the Committee had gone through the Bill, and made an Amendment thereunto, which they had directed him to report to the House; and he read the report in his Place, and afterwards delivered the Bill, with the Amendment, in at the Clerk's Table; where the Amendment was twice read, and, upon the Question put thereupon, was agreed to by the House.

Ordered, That the Bill, with the Amendment, be engrossed.

Ordered, That Leave be given to bring in a Bill for opening and extending the Navigation of the River *Potowmack*, from *Fort Cumberland*, to Tide Water; and that Mr *Thompson Mason*, Mr *Washington*, Mr *West*, Mr *Francis Peyton*, Mr *Tebbs*, Mr *Marshall*, Mr *Scott*, Mr *Henry Lee*, Mr *Alexander*, and Mr *Yelverton Peyton*, do prepare and bring in the same. 140

Mr *Treasurer* reported to the House, that their Address of *Tuesday* last, concerning the Earl of *Hillsborough's* Letter on the Subject of Copper Money, had been presented to his Excellency the Governor, who was pleased to say, that he would transmit the Address to Lord *Hillsborough*, and endeavor to forward the Wishes of the House therein expressed.

Ordered, That Leave be given to bring in a Bill to amend so much of an Act of Assembly, intituled *An Act for the Inspection of Pork, Beef, Flour, Tar, Pitch, and Turpentine*, as relates to the Inspection of Flour; and that Mr *Cary*, Mr *Washington*, Mr *Harrison*, Mr *Banister*, Mr *Bolling*, and Mr *Eyre*, do prepare and bring in the same.

An engrossed Bill to dock the Intail of certain Lands whereof *William Todd*, Gentleman, is seized, and for other Purposes therein mentioned, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act to dock the Intail of certain Lands whereof William Todd, Gentleman, is seized, and for other Purposes therein mentioned.*

Ordered, That Mr *Carrington* do carry the Bill to the Council, and desire their Concurrence.

A Bill for the Ease and Relief of the People, by paying the Burgeesses Wages in Money, for the present Session of Assembly, was read a second Time.

Ordered, That the Bill be engrossed.

Mr *Treasurer* reported from the Committee for Religion, to whom the Bill for dividing the Parishes of *Southam*, in the County of *Cumberland*, and *Dale*, in the County of *Chesterfield*, was committed, that the Committee had gone through the Bill, and made several Amendments thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a second Time, one by one, and, upon the Question severally put thereupon, were agreed to by the House.

Ordered, That the Bill, with the Amendments, be engrossed.

Mr *Cary* presented to the House, according to Order, a Bill to amend so much of an Act of Assembly, intituled *An Act for the Inspection of Pork, Beef, Flour, Tar, Pitch, and*

¹ Not recorded as a law.

² Hening, VII, p. 570.

³ Ibid, VIII, p. 631.

⁴ Ibid, VII, p. 570.

and *Turpentine*, as relates to the Inspection of Flour; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

A *Bill* to repeal so much of the Act, made in the fifth Year of his present Majesty's Reign, as establishes a Ferry from the Land of *Cornelius Thomas*, in the County of *Amherst*, over the *Fluvanna* River, to the Land of *Nicholas Davies*, opposite thereto, in the County of *Bedford*, was read a second Time.

Resolved, That the Bill be committed to Mr *Carrington*, and Mr *Bowyer*.

A *Bill* to allow the Minister of the Parish of *Antrim*, in the County of *Halifax*, the same Salary as other Ministers are intitled to receive, under an Act of Assembly, passed in the 22^d Year of his late Majesty's Reign, intituled *An Act for the Support of the Clergy, and for the regular collecting the Parish Levies*, was read a second Time.

Ordered, That the Bill be engrossed.

An engrossed *Bill* to continue an Act, intituled *An Act to continue and amend an Act, intituled an Act for reducing the several Acts made for laying a Duty upon Liquors, into one Act*, was read the third Time.

¹⁴¹ *Resolved*, That the Bill do pass; and that the Title be, *An Act³ to continue an Act, intituled an Act to continue and amend an Act, intituled an Act for reducing the several Acts, made for laying a Duty upon Liquors, into one Act*.

Ordered, That Mr *Harrison* do carry the Bill to the Council, and desire their Concurrence.

A *Bill* for dividing the County of *Botetourt* into two distinct Counties, was read a second Time.

Ordered, That the Bill be engrossed.

The *Orders* of the Day being read;

Resolved, That this House will, Tomorrow, resolve itself into a Committee of the whole House, upon the Bill to amend the Act, intituled, *An Act⁴ directing the Trial of Slaves committing capital Offences, and for the more effectual punishing Conspiracies and Insurrections of them, and for the better Government of Negroes, Mulattoes, and Indians, bond or free*.

Resolved, That this House will, Tomorrow, resolve itself into a Committee of the whole House, upon the Bill to amend the Act, intituled, *An Act⁵ prescribing the Method of appointing Sheriffs, and for limiting the Time of their Continuance in Office, and directing their Duty therein*.

Ordered, That the further Consideration of the Book of Public Claims be further adjourned till Tomorrow.

An engrossed *Bill* to enable the *Nottoway* Indians to lease certain Lands, and for other Purposes therein mentioned, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act⁶ to enable the Nottoway Indians to lease certain Lands, and for other Purposes therein mentioned*.

Ordered, That Mr *Gray* do carry the Bill to the Council, and desire their Concurrence.

A *Bill* for regulating the Allowances to the Keeper of the public Prison, for the Maintenance of poor Prisoners for Debt, and Runaways, was read a second Time.

Resolved, That the Bill be committed to Mr *Bland*, Mr *Nelson*, Mr *Cary*, Mr *Carrington*, and Mr *Bowyer*.

An engrossed *Bill* to appoint Commissioners to view a Place proposed for a Road through the *South* Mountains, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act⁷ to appoint Commissioners to view a Place proposed for a Road through the South Mountain*.

Ordered, That Mr *Lewis* do carry the Bill to the Council, and desire their Concurrence.

A *Bill* to amend the several Acts of Assembly respecting the Currency of Copper Money, in this Colony, was read a second Time.

Ordered, That the Bill be engrossed.

An

¹ Hening, VI, p. 88.

² Ibid, VIII, p. 335.

³ Ibid, VIII, p. 529.

⁴ Ibid, VI, p. 104.

⁵ Ibid, V, p. 515.

⁶ Ibid, VIII, p. 588.

⁷ Ibid, VIII, p. 552.

An engrossed *Bill* to permit certain Persons, therein mentioned, to erect Gates across the public Roads, leading through their Lands, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act¹ to permit certain Persons, therein mentioned, to erect Gates across the public Roads, leading through their Lands.*

Ordered, That Mr *Bland* do carry the Bill to the Council, and desire their Concurrence, Mr *Cary* reported from the Committee, to whom the Bill to amend an Act, intituled, *An Act² for the better Preservation of the Breed of Deer, and preventing unlawful Hunting*, was committed, that the Committee had gone through the Bill, and made an Amendment thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendment, in at the Clerk's Table; where the Amendment was twice read, and, upon the Question put thereupon, agreed to by the House. 142

Ordered, That the Bill, with the Amendment, be engrossed.

An engrossed *Bill* to compel Ships, importing Convicts, Servants, or Slaves, infected with the Gaol Fever, or Small Pox, to perform Quarantine, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act³ to compel Ships, importing Convicts, Servants, or Slaves, infected with the Gaol Fever, or Small Pox, to perform Quarantine.*

Ordered, That Mr *Treasurer* do carry the Bill to the Council, and desire their Concurrence.

A *Bill* to vest certain entailed Lands, whereof *Philip Ludwell Grymes*, Gentleman, is seized, in *William Roane*, Gentleman, in Fee Simple, was read a second Time.

Resolved, That the Bill be committed to Mr *Nelson*, Mr *Brooke*, Mr *Corbin*, Mr *Aylett*, Mr *Moore*, Mr *Berkeley*, and Mr *Montague*.

An engrossed *Bill* to enlarge the Power of the Trustees, appointed to carry into Execution an Act, passed in this present Session of Assembly, intituled, *An Act⁴ for cutting a navigable Canal from Archer's Hope Creek to Queen's Creek, through or near the City of Williamsburg*, was read the third Time.

An engrossed *Clause* was offered to be added to the said Bill, by Way of *Ryder*, for exempting certain Persons from contributing towards the Expence of erecting Bridges over the said Canal.

And the said *Clause* was thrice read, and, upon the Question put thereupon, agreed to by the House to be made part of the Bill, by Way of *Ryder*.

Resolved, That the Bill do pass; and that the Title be, *An Act⁵ to enlarge the Power of the Trustees, appointed to carry into Execution an Act, passed this present Session of Assembly, intituled An Act for cutting a navigable Canal from Archer's Hope Creek to Queen's Creek, through or near the City of Williamsburg.*

Ordered, That Mr *Nelson* do carry the Bill to the Council, and desire their Concurrence.

Mr *Carrington* reported from the Committee, to whom the Bill to repeal so much of the Act, made in the fifth Year of his present Majesty's Reign, as establishes a Ferry from the Land of *Cornelius Thomas*, in the County of *Amherst*, over the *Fluvanna* River, to the Land of *Nicholas Davies*, opposite thereto, in the County of *Bedford*, was committed, that the Committee had gone through the Bill, and made several Amendments thereunto; which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a second Time, one by one, and, upon the Question severally put thereupon, were agreed to by the House.

Ordered, That the Bill, with the Amendments, be engrossed.

An engrossed *Bill* to amend an Act, intituled *An Act⁶ to amend an Act, intituled an Act to oblige the Owners of Mills, Hedges, or Stone Stops, on sundry Rivers therein mentioned, to make Openings or Slopes therein, for the Passage of Fish, and for other Purposes therein mentioned*, was read the third Time.

Resolved

¹ Not recorded as a law.

² Hening, V, p. 60.

³ Ibid, VIII, p. 537.

⁴ Ibid, VIII, p. 556.

⁵ Ibid, VIII, p. 562.

⁶ Ibid, VII, p. 590.

Resolved, That the Bill do pass; and that the Title be; *An Act¹ to amend an Act, intituled an Act to amend an Act, intituled an Act to oblige the Owners of Mills, Hedges, or Stone Stops, on sundry Rivers therein mentioned, to make Openings or Slopes therein, for the Passage of Fish, and for other Purposes therein mentioned.*

143 *Ordered*, That Mr John Jones do carry the Bill to the Council, and desire their Concurrence.

An engrossed *Bill* for appointing Trustees for the Town of *Cobham*, and for other Purposes therein mentioned, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act² for appointing Trustees for the Town of Cobham, and for other Purposes therein mentioned.*

Ordered, That Mr Bland do carry the Bill to the Council, and desire their Concurrence.

An engrossed *Bill* for appointing Commissioners to ascertain the Value of certain Churches and Chapels, in the Parishes of *Frederick, Norborne, and Beckford*, and for other Purposes therein mentioned, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act³ for appointing Commissioners to ascertain the Value of certain Churches and Chapels, in the Parishes of Frederick, Norborne, and Beckford, and for other Purposes therein mentioned.*

Ordered, That Mr Treasurer do carry the Bill to the Council, and desire their Concurrence.

An engrossed *Bill* for appointing Commissioners for selling the Tobacco, damaged in the public Warehouse at *Morton's*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act⁴ for appointing Commissioners for selling the Tobacco damaged in the public Warehouse, for the Inspection of Tobacco, at Morton's, and for other Purposes therein mentioned.*

Ordered, That Mr Alexander do carry the Bill to the Council, and desire their Concurrence.

And then the House adjourned till Tomorrow Morning, eleven of the Clock.

Saturday, the 4th of April, 12 George III. 1772.

AN engrossed *Bill* for appointing Commissioners to view the Lands on both Sides of *James River*, from *Westham* to the navigable Water, below the Falls of the said River, and for other Purposes therein mentioned, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act⁵ for opening the Falls of James River by Subscription, and for other Purposes.*

Ordered, That Mr Bland do carry the Bill to the Council, and desire their Concurrence.

Mr *Eyre* reported from the Committee of Trade, to whom the Bill to encourage the further Settlement of the Town of *Alexandria*, in the County of *Fairfax*, was committed, that the Committee had gone through the Bill, and made an Amendment thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendment, in at the Clerk's Table; where the Amendment was twice read, and, upon the Question put thereupon, was agreed to by the House.

Ordered, That the Bill, with the Amendment, be engrossed.

Mr *Thomson Mason* presented to the House, according to Order, a Bill for regulating the Method of suing out Writs of *Alias Capias*, in the County Courts, for altering *Loudoun* Court Day, and for other Purposes; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Ordered, That the Bill be now read a second Time.

The *Bill* was accordingly read a second Time.

Resolved

¹ Hening, VIII, p. 583.

² Ibid, VIII, p. 617.

³ Ibid, VIII, p. 623.

⁴ Ibid, VIII, p. 626.

⁵ Ibid, VIII, p. 564.

Resolved, That the Bill be committed to Mr *Thomson Mason*, Mr *Francis Peyton*, and Mr *Carrington*.

Mr *Bland* reported from the Committee of Propositions and Grievances, to whom the Petition of *William Aylett* had been referred, and to whom the Report of the said Committee thereupon was recommitted, that the Committee had examined the Matter of the said petition, and had come to several Resolutions thereupon, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that so much of the Petition, as prays that the Petitioner may be at Liberty to give up the Warehouses in *King William County*, of which he is Proprietor, to the Public, and that he may be paid for the same by the Public, be rejected.

Resolved, That it is the Opinion of this Committee, that the Residue of the said Petition, praying such other Relief as the House shall think fit to grant, is reasonable.

The said *Resolutions*, being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That the said Report do lie upon the Table.

Mr *Nelson* reported from the Committee, to whom the Bill to vest certain intailed Lands, whereof *Philip Ludwell Grymes*, Gentleman, is seized, in *William Roane*, Gentleman, in Fee Simple, was committed, that the Committee had examined the Allegations of the Bill, and found the same to be true; and that the Committee had gone through the Bill, and made an Amendment thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendment, in at the Clerk's Table; where the Amendment was twice read, and, upon the Question put thereupon, was agreed to by the House.

Ordered, That the Bill, with the Amendment, be engrossed.

Mr *Bland* reported from the Committee of Propositions and Grievances, to whom the Bill to continue and amend the Act, intituled *An Act¹ to continue and amend the Act intituled An Act for amending the Staple of Tobacco, and for preventing Frauds in his Majesty's Customs*, was committed, that the Committee had gone through the Bill, and made an Amendment thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendment, in at the Clerk's Table; where the Amendment was twice read, and, upon the Question put thereupon, was agreed to by the House.

Ordered, That the Bill, with the Amendment, be engrossed.

The *Orders* of the Day being read;

Resolved, That this House will, upon *Monday* next, resolve itself into a Committee of the whole House upon the Bill, to amend the Act, intituled *An Act² directing the Trial of Slaves, committing capital Offences, and for the more effectual punishing Conspiracies and Insurrections of them, and for the better Government of Negroes, Mulattoes, and Indians, bond or free.*

Resolved, That this House will, upon *Monday* next, resolve itself into a Committee of the whole House upon the Bill to amend the Act, intituled, *An Act³ prescribing the Method of appointing Sheriffs, and for limiting the Time of their Continuance in Office, and directing their Duty therein.*

Ordered, That the further Consideration of the Book of Public Claims be further adjourned till *Monday* next.

Resolved, That seventy-seven Pounds of Tobacco be allowed to *David Garland*, Sheriff of the County of *Lunenburg*, for summoning eleven Witneses, to be examined before Commissioners, touching the Matter of the Petition of Mr *Thomas Pettus*, complaining of an undue Election of Mr *Henry Blagrove*, to serve as a Burgees, in this present General Assembly, for the said County, on Behalf of Mr *Blagrove*.

Ordered

¹ Hening, VIII, p. 318.

² Ibid, VI, p. 104.

³ Ibid, V, p. 515.

Ordered, That the said Allowance be entered in the Book of Public Claims, by the Clerk.

And the said *Allowance* was entered accordingly.

A *Motion* was made, and the Question being put, that the said seventy-seven Pounds of Tobacco be levied upon the said *Henry Blagrove*;

It was resolved in the Affirmative.

Ordered, That the Allowance of the said seventy-seven Pounds of Tobacco to the County of *Lunenburg*, to be levied upon the said *Henry Blagrove*, be entered in the Book of Public Claims by the Clerk.

And the said *Allowance* was entered accordingly.

And then the House adjourned till Monday Morning next, eleven of the Clock.

Monday, the 6th of April. George III. 1772.

ORDERED, That Mr *Carrington*, Mr *Brooke*, and Mr *Holt*, be added to the Committee, who are appointed to examine the enrolled Bills.

Mr *Bland* reported from the Committee of Propositions and Grievances, to whom the Bill for further continuing the Acts for the more effectual keeping the public Roads and Bridges in Repair, was committed, that the Committee had gone through the Bill, and made an Amendment thereunto, which they had directed him to report to the House, and he read the Report in his Place, and afterwards delivered the Bill, with the Amendment, in at the Clerk's Table; where the Amendment was twice read, and, upon the Question put thereupon, was agreed to by the House.

Ordered, That the Bill, with the Amendment, be engrossed.

The House, according to Order, resumed the adjourned Consideration of the Book of Public Claims.

And the *Residue* of the said Book was read.

And several *Claims* were added to the Book, by the House.

Resolved, That the Book of Public Claims do pass.

Ordered, That Mr *Cary* do carry the Book of Public Claims to the Council, and desire their Concurrence.

An engrossed *Bill* to repeal so much of the Act made in the fifth Year of his present Majesty's Reign as establishes a Ferry from the Land of *Cornelius Thomas*, in the County of *Amherst*, over the *Fluvanna* River, to the Land of *Nicholas Davies*, opposite thereto, in the County of *Bedford*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act¹ for appointing several Ferries, and discontinuing others, and for other Purposes.*

Ordered, That Mr *Bland* do carry the Bill to the Council, and desire their Concurrence.

Mr *Thomson Mason* presented to the House, according to Order, a Bill for opening and extending the Navigation of the River *Potowmack*, from Fort *Cumberland* to Tide Water; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

Ordered, That the Bill be now read a second Time.

The *Bill* was accordingly read a second Time.

Ordered, That the Bill be engrossed.

146 Mr *Bland* reported from the Committee of Propositions and Grievances, to whom the Bill for regulating the Allowances to the Keeper of the public Prison for the Maintenance of poor Prisoners, for Debt, and Runaways, was committed, that the Committee had gone through the Bill, and made several Amendments thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments

were

¹ See Hening, VIII, p. 554.

were once read throughout, and then a second Time, one by one, and, upon the Question severally put thereupon, were agreed to by the House.

Ordered, That the Bill, with the Amendments, be engrossed.

A Message from the Governor, by Mr Blair:

Mr Speaker,

I am commanded by his Excellency the Governor, to deliver to this House a written Message, in Answer to their Address, that he would be pleased to order the Court of the County of Spotylvania to be adjourned to, and held at, some Place in or near the Centre of the County.

The said Message was read, and is as followeth, viz.

Mr Speaker, and Gentlemen of the House of Burgeses,

I have maturely considered your Address, and from every Information, which I have been able to procure, it does not appear to me, that the Removal of the Court-House of Spotylvania County would be attended with any Benefit, but, on the contrary, that it is for the most general Advantage of the Inhabitants that it remain where it is at present.

Mr Thomson Mason reported from the Committee, to whom the Bill for regulating the Method of suing out Writs of *Alias Capias*, in the County Courts, for altering Loudoun Court Day, and for other Purposes, was committed, that the Committee had directed him to report the Bill to the House, without any Amendment; and he delivered the Bill in at the Clerk's Table.

Ordered, That the Bill be engrossed.

A Message from the Council by Mr Blair:

Mr Speaker,

The Council have agreed to the Bill, intituled An Act¹ to continue an Act, intituled an Act to continue and amend an Act, intituled an Act for reducing the several Acts, made for laying a Duty upon Liquors, into one Act, without any Amendment; and also,

The Council have agreed to the Bill, intituled An Act² to compel Ships, importing Convicts, Servants, or Slaves, infected with the Gaol Fever, or Small Pox, to perform Quarantine, without any Amendment; and also,

The Council have agreed to the Bill, intituled An Act³ to appoint Commissioners to view a Place proposed for a Road through the South Mountain, without any Amendment; and also,

The Council have agreed to the Bill, intituled An Act⁴ to dock the Intail of certain Lands, whereof William Todd, Gentleman, is seized, and for other Purposes therein mentioned, without any Amendment; and also,

The Council have agreed to the Bill, intituled An Act⁵ to explain and amend an Act, intituled an Act to oblige the Owners of Mills, Hedges, or Stops, on the Rivers therein mentioned, to make Openings or Slopes therein, for the Passage of Fish, without any Amendment; and also,

The Council have agreed to the Bill, intituled An Act⁶ for appointing Trustees for the Town of Cobham, and for other Purposes therein mentioned, without any Amendment; and also,

The Council have agreed to the Bill, intituled An Act⁷ for appointing Commissioners, for felling the Tobacco damaged in the public Warehouse, for Inspection of Tobacco, at Morton's, and for other Purposes therein mentioned, without any Amendment; and also,

The Council have agreed to the Bill, intituled An Act⁸ for appointing Commissioners to ascertain the Value of certain Churches and Chapels, in the Parishes of Frederick, Norborne, and Beckford, and for other Purposes therein mentioned, without any Amendment; and also,

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¹ Hening, VIII, p. 529.

² Ibid, VIII, p. 537.

³ Ibid, VIII, p. 552.

⁴ Ibid, VIII, p. 631.

⁵ Ibid, VIII, p. 581.

⁶ Ibid, VIII, p. 617.

⁷ Ibid, VIII, p. 626

⁸ Ibid, VIII, p. 623.

The Council have agreed to the Refolve for paying an Annuity to John Burton; and also,

The Council have agreed to the Bill, intituled An Act¹ to enable the Nottoway Indians to lease certain lands, and for other Purposes therein mentioned, with some Amendments, to which Amendments the Council desire the Concurrence of this House.

And then the Messenger withdrew.

The House proceeded to take the said Amendments into Consideration.

And the said Amendments were read, and are as followeth, *viz.*

Line 24, after "Lie" insert "shall be."

Line 42, after "Plant" insert "inclose with good Fences, and cultivate."

The said Amendments, being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That Mr Gray do carry the Bill to the Council, and acquaint them that this House hath agreed to the Amendments made by them.

Mr Thomson Mason reported from the Committee, to whom the Bill to establish a Town on the Land of John Ricdor, in the County of Fauquier, was committed, that the Committee had gone through the Bill, and made an Amendment thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendment, in at the Clerk's Table; where the Amendment was twice read, and, upon the Question put thereupon, was agreed to by the House.

Ordered, That the Bill, with the Amendments, be engrossed.

An engrossed Bill for clearing a Road from the Warm Springs, in Augusta, and for other Purposes therein mentioned, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act² for clearing a Road from the Warm Springs, in Augusta, and for other Purposes therein mentioned.*

Ordered, That Mr Bland do carry the Bill to the Council, and desire their Concurrence.

Resolved, That the Sum of fifty Pounds be paid, by the Treasurer of this Colony, out of the Public Money in his Hands, to each of the Members of the Committee appointed by Law for examining the Treasurer's Accounts, and burning the Treasury Notes.

Ordered, That Mr Bland do carry the Resolution to the Council, and desire their Concurrence.

An engrossed Bill for dividing the Parishes of Southam, in the County of Cumberland, and Dale, in the County of Chesterfield, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act³ for dividing the Parishes of Southam, in the County of Cumberland, and Dale, in the County of Chesterfield.*

Ordered, That Mr Treasurer do carry the Bill to the Council, and desire their Concurrence.

Mr Bland presented to the House, according to Order, a Bill for calling in and sinking the old Treasury Notes, now in Circulation; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

The other Orders of the Day being read;

Resolved, That this House will, Tomorrow, resolve itself into a Committee of the whole House, upon the Bill to amend the Act, intituled *An Act⁴ directing the Trial of Slaves, committing capital Offences, and for the more effectual punishing Conspiracies and Insurrections of them, and for the better Government of Negroes, Mulattoes, and Indians, bond or free.*

Resolved, That this House will, Tomorrow, resolve itself into a Committee of the whole House upon the Bill to amend the Act, intituled *An Act⁵ prescribing the Method of*

¹ Hening, VIII, p. 588.

² Ibid, VIII, p. 546.

³ Ibid, VIII, p. 603.

⁴ Ibid, VI, p. 104.

⁵ Ibid, V, p. 515.

of appointing Sheriffs, and for limiting the Time of their Continuance in Office, and directing their Duty therein.

An engrossed *Bill* to empower the Vestry of the Parish of *Saint George*, in *Spotsylvania* County, to sell Part of the Church Yard, within the Town of *Fredericksburg*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act¹ to empower the Vestry of the Parish of Saint George, in Spotsylvania, to sell Part of the Church Yard.*

Ordered, That *Mr Mann Page* do carry the Bill to the Council, and desire their Concurrence.

An engrossed *Bill* for the Ease and Relief of the People, by paying the Burgeesses Wages, in Money, for the present Session of Assembly, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act² for the Ease and Relief of the People, by paying the Burgeesses Wages in Money, for the present Session of Assembly.*

Ordered, That *Mr Henry Lee* do carry the Bill to the Council, and desire their Concurrence.

And then the House adjourned till Tomorrow Morning eleven of the Clock.

Tuesday, the 7th of April. 12 George III. 1772.

ANOTHER Member having taken the Oaths appointed to be taken by Act of Parliament, and repeated and subscribed the Test, took his Place in the House.

Mr Carrington reported from the Committee, to whom the Bill to dock the Intail of certain Lands, whereof *Colwell Pettypool* and *Mary* his Wife are seized in Fee Tail, for Purposes therein mentioned, was committed, that the Committee had examined the Allegations of the Bill, and found the same to be true; and that the Committee had gone through the Bill, and made several Amendments thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a second Time, one by one, and, upon the Question severally put thereupon, were agreed to by the House.

Ordered, That the Bill, with the Amendments, be engrossed.

An engrossed *Bill* for erecting a Lighthouse on *Cape Henry* was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act³ for erecting a Lighthouse on Cape Henry.*

Ordered, That *Mr Harrison* do carry the Bill to the Council, and desire their Concurrence.

Mr Harrison presented to the House, according to Order, a Bill to establish a Jurisdiction for superintending the Conduct of the Clergy; and the same was received, and read the first Time.

Resolved, That the Bill be read a second Time.

A Message from the Council by *Mr Blair*:

Mr Speaker,

The Council have agreed to the Bill, intituled An Act⁴ to empower the Vestry of the Parish of Saint George, in Spotsylvania, to sell part of the Church Yard, without any Amendment; and also,

The Council have agreed to the Bill, intituled An Act⁵ for further continuing and amending the Acts, for better regulating and disciplining the Militia, with some Amendments, to which Amendments the Council desire the Concurrence of this House; and also,

The Council have agreed to the Book of Public Claims.

And then the Messenger withdrew.

Ordered

¹ Hening, VIII, p. 609.

² Ibid, VIII, p. 536.

³ Ibid, VIII, p. 539.

⁴ Ibid, VIII, p. 609.

⁵ Not recorded as a law.

Ordered, That Mr Cary do carry the Book of Public Claims to the Governor and desire his Excellency's Assent thereunto.

Mr Bland reported from the Committee of Propositions and Grievances, to whom the Bill to amend an Act, intituled *An Act¹ directing the Duty of Surveyors of Land*, was committed, that the Committee had gone through the Bill, and made several Amendments thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a second Time, one by one, and, upon the Question severally put thereupon, were, with an Amendment to one of them, agreed to by the House.

Ordered, That the Bill, with the Amendments, be engrossed.

Ordered, That Mr Eyre have Leave to be absent from the Service of this House till the End of this Session of General Assembly.

The House, according to Order, resolved itself into a Committee of the whole House, upon the Bill to amend the Act, intituled *An Act² directing the Trial of Slaves, committing capital Offences, and for the more effectual punishing Conspiracies and Insurrections of them, and for the better Government of Negroes, Mulattoes, and Indians, bond or free.*

Mr Speaker left the Chair.

Mr Bland took the Chair of the Committee.

Mr Speaker resumed the Chair.

Mr Bland reported from the Committee, that they had gone through the Bill, and made several Amendments thereunto, which they had directed him to report, when the House will please to receive the same.

Ordered, That the Report be now received.

Mr Bland accordingly reported from the said Committee the Amendments which the Committee had made to the Bill, and which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a second Time, one by one, and, upon the Question severally put thereupon, were, with an Amendment to one of them, agreed to by the House.

Ordered, That the Bill, with the Amendments, be engrossed.

The other Order of the Day being read;

Resolved, That this House will, Tomorrow, resolve itself into a Committee of the whole House, upon the Bill to amend the Act, intituled *An Act³ prescribing the Method of appointing Sheriffs, and for limiting the Time of their Continuance in Office, and directing their Duty therein.*

The House proceeded to take into Consideration the Amendments made by the Council to the Bill, intituled *An Act⁴ for further continuing and amending the Acts, for better regulating and disciplining the Militia.*

And the said Amendments were read, and are as followeth, viz.

Line 14, after 'notwithstanding,' insert 'and whereas, in the said first recited Act, it is enacted, that the Commanding Officer, presiding at any Court Martial, shall administer the Oath to the other Members of the Court; but no provision is therein made, and Directions given, for swearing the presiding Officer: Be it therefore enacted by the Authority aforesaid, that any Field Officer, then present, shall first administer the Oath to the Commanding Officer, who shall afterwards administer the Oath to the rest of the Officers of the Court. And whereas, by the Act made in the third Year of his present Majesty's Reign, intituled *An Act⁵ for amending, and further continuing the Act, for the better regulating and disciplining the Militia, all his Majesty's Justices of the Peace, within this Colony, who have qualified themselves for their Offices, by taking the Oaths by Law appointed to be taken by Justices of the Peace, and who are really and bona fide acting Justices of their respective Counties, are to be free and exempt from appearing or mustering, either at the private, or General*

150 *Musters, which Exemption is found, by Experience, to be extremely injurious and detrimental*

¹ Hening, VI, p. 33.

² Ibid, VI, p. 104.

³ Ibid, V, p. 515.

⁴ Ibid, VIII, p. 503.

⁵ Ibid, VII, p. 534.

mental to the forming a regular and useful Militia, by withdrawing from the Service a Body of Men, who are best qualified to execute the Commands of Captain, Lieutenant, or Ensign: Be it therefore enacted, by the Authority aforesaid, that so much of the said last recited Act, as relates to the Exemption of the Justices of the Peace from mustering, be, and the same is hereby declared to be repealed, and made void.'

Line 26 after 'Amherst,' insert 'Culpeper.'

Line 35, leave out 'Menonists,' and insert 'Mennonites,' instead thereof.

Line 40, leave out 'Menonists,' and insert 'Mennonites,' instead thereof.

The first of the said Amendments being read a second Time;

The following Amendments were proposed to be made thereunto:

After the Words 'Field Officer,' to insert the Words 'or Captain.'

To Leave out the Words, 'And whereas, by the Act made in the third Year of his present Majesty's Reign, intituled An Act¹ for amending, and further continuing the Act, for the better regulating and disciplining the Militia, all his Majesty's Justices of the Peace, within this Colony, who have qualified themselves for their Offices, by taking the Oaths by Law appointed to be taken by Justices of the Peace, and who are really and bona fide acting Justices of their respective Counties, are to be free and exempt from appearing or mustering, either at the private, or General Musters; which Exemption is found, by Experience, to be extremely injurious and detrimental to the forming a regular and useful Militia, by withdrawing from the Service a Body of Men, who are best qualified to execute the Commands of Captain, Lieutenant, or Ensign: Be it therefore enacted, by the Authority aforesaid, that so much of the said last recited Act, as relates to the Exemption of Justices of the Peace from mustering, be, and the same is hereby declared to be repealed, and made void.'

And the same were, upon the Question severally put thereupon, agreed to by the House.

Then the said Amendment, thus amended, was, upon the Question put thereupon, agreed to by the House.

The next Amendment, being read a second Time, was, upon the Question put thereupon, disagreed to by the House.

The rest of the Amendments, being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That Mr Bland do carry the Bill to the Council, and acquaint them that this House doth agree to the first of the said Amendments by them proposed to the said Bill, with some Amendments to the said first Amendment, to which Amendments to the Amendment this House doth desire the Concurrence of the Council; and that this House doth disagree to the second of the said Amendments, and hath agreed to the rest of them.

A Bill to amend so much of an Act of Assembly, intituled An Act² for the Inspection of Pork, Beef, Flour, Tar, Pitch, and Turpentine, as relates to the Inspection of Flour, was read a second Time.

Resolved, That the Bill be committed to Mr Cary, Mr Harrison, Mr Washington, and Mr Bolling.

And then the House adjourned till Tomorrow Morning, eleven of the Clock.

Wednesday, the 8th of April, 12 George III. 1772.

MR Harrison reported to the House, that their Address, of Wednesday last, that the Governor would be pleased to transmit the Address of this House to his Majesty, and to support it in such Manner as he should think most likely to promote the desirable End proposed, had been presented to his Excellency, who was pleased to say, that he would transmit the Address to his Majesty, and use his Endeavours that the Wishes of the House should be accomplished.

An engrossed Bill to amend the several Acts of Assembly respecting the Currency of Copper Money in this Colony, was read the third Time.

Resolved

¹ Hening, VII, p. 534. ² Ibid, VIII, p. 511.

Resolved, That the Bill do pass; and that the Title be *An Act¹ to amend the several Acts of Assembly respecting the Currency of Copper Money in this Colony.*

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Ordered, That M^r *Treasurer* do carry the Bill to the Council, and desire their Concurrence.

Ordered, That a Committee be appointed to proportion the Public Levy.

And a *Committee* was appointed of M^r *Cary*, M^r *Gray*, M^r *Taylor* and M^r *Hardy*.

A *Message* from the Council by M^r *Blair*:

M^r *Speaker*,

The Council have agreed to the Bill, intituled An Act² for the Ease and Relief of the People, by paying the Burgeffes Wages in Money, for the present Session of Assembly, without any Amendment; and also,

The Council have agreed to the Bill, intituled An Act³ for clearing a Road from the Warm Springs, in Augusta, and for other Purposes therein mentioned, without any Amendment; and also,

The Council have agreed to the Bill, intituled An Act⁴ for dividing the Parishes of Southam, in the County of Cumberland, and Dale, in the County of Chesterfield, without any Amendment; and also,

The Council have agreed to the Bill, intituled An Act⁵ for opening the Falls of James River, by Subscription, and for other Purposes, with some Amendments, to which Amendments the Council desire the Concurrence of this House; and also,

The Council have agreed to the Bill, intituled An Act⁶ for appointing several Ferries, and discontinuing others, and for other Purposes, with an Amendment, to which Amendment the Council desire the Concurrence of this House; and also,

The Council have agreed to the Resolve for paying several Sums of Money to the Committee for examining the Treasurer's Accounts, and burning the Treasury Notes; and also,

The Council have agreed to the Resolve for paying several Sums of Money to Philip Hand.

And then the Messenger withdrew.

The House proceeded to take into Consideration the Amendments made by the Council to the Bill, intituled *An Act⁷ for opening the Falls of James River, by Subscription, and for other Purposes.*

And the said Amendments were read, and are as followeth, *viz.*

Page 2, Line 43, leave out "two Shillings," and insert "one Shilling," instead thereof.

Line 45, leave out "half Penny."

Page 3, Line 28, after "Assigns" insert 'provided nevertheless, that every Vessel, returning up the said Canal, after having delivered her Load below, shall be exempt from paying any Toll, except for Goods or Merchandizes such Vessel shall then have on Board.'

Page 4, Line 3, after 'River' insert 'so far as they may be damaged by the Canal.'

Line 4, after 'valued' insert 'and the Bounds thereof described and ascertained.'

Line 7, after 'erected' insert 'provided always, that if it should appear, that the Damage done to any Person's Land, through which the said Canal shall be cut, was not considered in such Valuation, the Owner of such Lands may, by applying to the said Court, procure the same to be reviewed, and such damage to be estimated, in the same Manner as is herein before prescribed, and shall be entitled to receive and recover such new Valuation from the said Trustees, and shall, in the same Manner, have the like further Remedy, as often as any new Damage shall arise, not before considered and valued.'

The said Amendments being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That M^r *Bland* do carry the Bill to the Council, and acquaint them that this House hath agreed to the Amendments made by them.

The House proceeded to take into Consideration the Amendment made by the Council

¹ Hening, VIII, p. 534.

² Ibid, VIII, p. 536.

³ Ibid, VIII, p. 546.

⁴ Ibid, VIII, p. 603.

⁵ Ibid, VIII, p. 564.

⁶ Ibid, VIII, p. 554.

⁷ Ibid, VIII, p. 564.

cil to the Bill, intituled *An Act¹ for appointing several Ferries, and discontinuing others, and for other Purposes.*

And the said Amendment was read, and is as followeth, *viz.*

Page 2, Line 22, leave out from '*expedient*' to the End of the Bill.

The said Amendment, being read a second Time, was, upon the Question put thereupon, disagreed to by the House.

Ordered, That a Message be sent to the Council, to acquaint them that this House doth disagree to the Amendment by them proposed to the said Bill, and doth desire that they will pass the same, without the said Amendment; and that Mr *Bland* do carry the said Message. 162

An engrossed Bill to allow the Minister of the Parish of *Antrim*, in the County of *Halifax*, the same Salary as other Ministers are intitled to receive, under an Act of Assembly, passed in the 22^d Year of his late Majesty's Reign, intituled *An Act² for the Support of the Clergy, and for the regular collecting the Parish Levies*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act³ to allow the Minister of the Parish of Antrim, in the County of Halifax, the same Salary as other Ministers are intitled to receive.*

Ordered, That Mr *Treasurer* do carry the Bill to the Council, and desire their Concurrence.

An engrossed Bill for dividing the County of *Botetourt* into two distinct Counties, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act⁴ for dividing the County of Botetourt into two distinct Counties.*

Ordered, That Mr *Bland* do carry the Bill to the Council, and desire their Concurrence.

An engrossed Bill to vest certain intailed Lands, whereof *Philip Ludwell Grymes*, Gentleman, is seised, in *William Roane*, Gentleman, in Fee Simple, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act⁵ to vest certain intailed Lands, whereof Philip Ludwell Grymes, Gentleman, is seised, in William Roane, Gentleman, in Fee Simple.*

Ordered, That Mr *Nelson* do carry the Bill to the Council, and desire their Concurrence.

An engrossed Bill to amend an Act, intituled *An Act⁶ for the better preservation of the Breed of Deer, and preventing unlawful hunting*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act⁷ to amend an Act, intituled an Act for the better preservation of the Breed of Deer, and preventing unlawful hunting.*

Ordered, That Mr *Cary* do carry the Bill to the Council, and desire their Concurrence.

An engrossed Bill to continue and amend the Act, intituled *An Act⁸ to continue and amend the Act, intituled an Act for amending the Staple of Tobacco, and for preventing Frauds in his Majesty's Customs*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act⁹ to continue and amend the Act, intituled an Act to continue and amend the Act, intituled an Act for amending the Staple of Tobacco, and for preventing Frauds in his Majesty's Customs.*

Ordered, That Mr *Bland* do carry the Bill to the Council, and desire their Concurrence.

An engrossed Bill to encourage the further Settlement of the Town of *Alexandria*, in the County of *Fairfax*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act¹⁰ to encourage the further Settlement of the Town of Alexandria, in the County of Fairfax.*

Ordered, That Mr *Bland* do carry the Bill to the Council, and desire their Concurrence.

An engrossed Bill for opening and extending the Navigation of the River *Potowmack*, from Fort *Cumberland* to Tide Water, was read the third Time.

Resolved

¹ Hening, VIII, p. 554.

² Ibid, VI, p. 88.

³ Ibid, VIII, p. 610.

⁴ Ibid, VIII, p. 600.

⁵ Ibid, VIII, p. 630.

⁶ Ibid, V, p. 60.

⁷ Ibid, VIII, p. 591.

⁸ Ibid, VIII, p. 318.

⁹ Ibid, VIII, p. 507.

¹⁰ Ibid, VIII, p. 613.

Resolved, That the Bill do pass; and that the Title be, *An Act*¹ *for opening and extending the Navigation of the River Potowmack, from Fort Cumberland to Tide Water.*

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Ordered, That Mr *Thomson Mason* do carry the Bill to the Council, and desire their Concurrence.

A *Message* from the Council by Mr *Blair*:

Mr *Speaker*,

*The Council do agree to the first Amendment, proposed by this House, to the Council's first Amendment, to the Bill, intituled An Act*² *for further continuing and amending the Acts, for better regulating and disciplining the Militia; but they do insist on the latter Part of their said first Amendment, disagreed to by the House, and desire the House will recede from their Disagreement thereunto; and also the Council do recede from their next Amendment to the said Bill, disagreed to by this House; and also,*

*The Council do adhere to the Amendment, by them proposed to the Bill, intituled An Act*³ *for appointing several Ferries, and discontinuing others, and for other Purposes, which hath been disagreed to by this House; and the Council do desire the House will recede from their Disagreement thereunto.*

And then the Messenger withdrew.

Resolved, That this House doth adhere to the second Amendment, made by the House, to the first Amendment, proposed by the Council, to the Bill intituled *An Act*⁴ *for further continuing and amending the Acts, for better regulating and disciplining the Militia.*

Ordered, That a *Message* be sent to the Council, to acquaint them that this House doth adhere to their said Amendment to the Amendment; and that Mr *Bland* do carry the said *Message*.

Resolved, That this House doth adhere to their disagreement to the Amendment, proposed by the Council, to the Bill, intituled *An Act*⁵ *for appointing several Ferries, and discontinuing others, and for other Purposes.*

An engrossed *Bill* for regulating the Allowances to the Keeper of the public Prison, for the Maintenance of poor Prisoners for Debt, and Runaways, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act*⁶ *for regulating the Allowances to the Keeper of the public Prison, for the Maintenance of poor Prisoners for Debt, and for other Purposes therein mentioned.*

Ordered, That Mr *Nelson* do carry the Bill to the Council, and desire their Concurrence.

Ordered, That Leave be given to bring in a Bill, for establishing several new Ferries, and discontinuing others; and that Mr *Carrington*, and Mr *Bland*, do prepare and bring in the same.

An engrossed *Bill* to establish a Town on the Land of *John Riçtor*, in the County of *Fauquier*, was read the third Time.

An engrossed *Clause*, was offered to be added to the Bill, by Way of *Ryder*, for establishing a Town at the Falls of *Potowmack*, in the County of *Fairfax*.

And the said *Clause* was thrice read, and, upon the Question put thereupon, agreed to by the House, to be made Part of the Bill, by Way of *Ryder*.

Resolved, That the Bill do pass; and that the Title be, *An Act*⁷ *to establish a Town on the Land of John Riçtor, in the County of Fauquier, and for other Purposes.*

Ordered, That Mr *Marshall* do carry the Bill to the Council, and desire their Concurrence.

An engrossed *Bill* for further continuing the Acts, for the more effectual keeping the public Roads and Bridges in Repair, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act*⁸ *to revive and continue the Acts for the more effectual keeping the public Roads and Bridges in Repair.*

Ordered

¹ Hening, VIII, p. 570.

² Ibid, VII, p. 534.

³ Ibid, VIII, p. 554.

⁴ Ibid, VII, p. 534.

⁵ Ibid, VIII, p. 554.

⁶ Ibid, VIII, p. 527.

⁷ Ibid, VIII, p. 621.

⁸ Ibid, VIII, p. 542.

Ordered, That Mr *Bland* do carry the Bill to the Council, and desire their Concurrence. The *Order* of the Day being read;

Resolved, That this House will, Tomorrow, resolve itself into a Committee of the whole House, upon the Bill to amend the Act, intituled *An Act¹ prescribing the Method of appointing Sheriffs, and for limiting the Time of their Continuance in Office, and directing their Duty therein.*

An engrossed *Bill* for regulating the Method of suing out Writs of *Alias Capias*, in the County Courts, for altering *Loudoun Court Day*, and for other Purposes, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act² for altering the Method of suing out Writs of Alias Capias, and other Procefs, in the County Courts, for regulating certain Expences on Attachments, and Writs of Execution, and for altering the Court Days of certain Counties.*

Ordered, That Mr *Thomson Mason* do carry the Bill to the Council, and desire their Concurrence.

A *Bill* for calling in and sinking the old Treasury Notes now in Circulation, was read a second Time.

Resolved, That the Bill be committed.

Resolved, That the Bill be committed to a Committee of the whole House.

Resolved, That this House will, Tomorrow, resolve itself into a Committee of the whole House, upon the said Bill.

A *Message* from the Council by Mr *Blair*:

Mr *Speaker*,

The Council have agreed to the Bill, intituled An Act³ for erecting a Lighthouse on Cape Henry, without any Amendment; and also,

The Council have agreed to the Bill, intituled An Act⁴ to amend the several Acts of Assembly, respecting the Currency of Copper Money, in this Colony, without any Amendment; and also,

The Council have agreed to the Bill, intituled An Act⁵ to vest certain intailed Lands, whereof Philip Ludwell Grymes, Gentleman, is seised, in William Roane, Gentleman, in Fee Simple, without any Amendment; and also,

The Council have agreed to the Bill, intituled An Act⁶ for dividing the County of Botetourt into two distinct Counties, without any Amendment; and also,

The Council have agreed to the Bill, intituled An Act⁷ to amend an Act, intituled an Act to amend an Act, intituled an Act to oblige the Owners of Mills, Hedges, or Stone Stops, on sundry Rivers therein mentioned, to make Openings or Slopes therein, for the Passage of Fish, and for other Purposes therein mentioned, with some Amendments, to which Amendments the Council desire the Concurrence of this House; and also,

The Council have agreed to the Bill, intituled An Act⁸ to enlarge the Power of the Trustees appointed to carry into Execution an Act passed this present Session of Assembly, intituled an Act for cutting a navigable Canal, from Archer's Hope Creek to Queen's Creek, through or near the City of Williamsburg, with an Amendment, to which Amendment the Council desire the Concurrence of this House.

The House proceeded to take into Consideration the Amendments, made by the Council, to the Bill, intituled *An Act⁹ to amend an Act, intituled an Act to amend an Act, intituled an Act to oblige the Owners of Mills, Hedges, or Stone Stops, on sundry Rivers, therein mentioned, to make Openings or Slopes therein, for the Passage of Fish, and for other Purposes therein mentioned.*

And the said *Amendments* were read, and are as followeth, *viz.*

Page 1, Line 10, after '*Fork*' insert '*and Nottoway.*'

Line 32, leave out '*River*' and insert '*Rivers, and also in the River Nomony*' instead thereof.

¹ Henning, V, p. 515.

² Ibid, VIII, p. 517.

³ Ibid, VIII, p. 539.

⁴ Ibid, VIII, p. 534.

⁵ Ibid, VIII, p. 630.

⁶ Ibid, VIII, p. 600.

⁷ Ibid, VIII, p. 583.

⁸ Ibid, VIII, p. 562.

⁹ Ibid, VIII, p. 583.

Line 35, leave out 'River' and infert 'Rivers' inftead thereof.

Line 38, leave out 'River' and infert 'Rivers, or either of them' inftead thereof.

Line 42, leave out 'River' and infert 'Rivers or either of them' inftead thereof.

Page 2, Line 6, leave out 'the faid River' and infert 'either of the faid Rivers' inftead thereof.

Line 9, after 'manner' infert " *And whereas it would be highly reasonable to give the Proprietor of the Land a Remedy, for what he may fuffer, either in the Charge of putting down fuch Fish Dams, Hedges, or other Stops, or in the Penalty for not doing it, againft the Perfons who have erected, or fhall erect them, without the Consent of fuch Proprietors: Be it therefore further enacted by the Authority aforefaid, that where any Proprietor of Land, fhall, agreeably to the Directions of this Act, pull down any fuch Fish Dam, Hedge, or Stops put into either of the faid Rivers by any other Perfon or Perfons, without the Consent, in Writing, of fuch Proprietor, or fhall be compelled to pay the Penalty hereby impofed for neglecting to put the fame down, it fhall be lawful for fuch Proprietor, by Action on the Cafe, to be commenced againft fuch other Perfon or Perfons, in any Court of Record, to recover, with Cofts of Suit, all the Charge he or ſhe may have been put to in removing fuch Obftuctions, or, as the Cafe may be, the Penalty aforefaid, and the Cofts, which fhall be adjudged againft fuch Proprietor, upon any Proſecution againft him, or her, for the fame: And if any Defendant or Defendants, in fuch Suit, upon Recovery, fhall not pay down the Amount of the Judgment, or give Security for the Payment thereof, with Intereft, at the End of three Months, every fuch Defendant fhall receive, on his bare Back, fo many Lafhes as the Court fhall think proper to order, not exceeding thirty nine. And upon any fuch Bond the Obligee, his Executors, or Adminiftrators, fhall be entitled to the fame Remedy on Failure of Payment, as is provided in the Cafe of Bonds given to replevy Eftates, taken by Execution.*"

The faid Amendments, being feverally read a fecond Time, were, upon the Queftion feverally put thereupon, difagreed to by the Houfe.

Ordered, That a Meſſage be ſent to the Council, to acquaint them that this Houfe doth difagree to the Amendments, by them propoſed, to the faid Bill, and doth deſire, that they will paſs the fame without the faid Amendments; and that Mr Bland do carry the faid Meſſage.

The Houfe proceeded to take into Conſideration the Amendment, made by the Council, to the Bill, intituled *An Act¹ to enlarge the Power of the Truſtees, appointed to carry into Execution an Act paſſed this preſent Seſſion of Aſſembly intituled an Act for cutting a navigable Canal, from Archer's Hope Creek, to Queen's Creek, through or near the City of Williamſburg.*

And the faid Amendment was read, and is as followeth, viz.

Line 44, after 'Truſtees' infert, 'and fo as often as any new Damage fhall ariſe to any Proprietor, not before conſidered, and valued, fuch Proprietor fhall have the like Remedy, for recovering fuch further Damage, from the faid Truſtees.'

The faid Amendment, being read a fecond Time, was, upon the Queſtion put thereupon, agreed to by the Houfe.

Ordered, That Mr Nelson do carry the Bill to the Council, and acquaint them, that this Houfe hath agreed to the Amendment made by them.

Mr Carrington preſented to the Houfe, according to Order, a Bill for eſtabliſhing ſeveral new Ferries, and diſcontinuing others; and the ſame was received, and read the firſt Time.

Reſolved, That the Bill be read a fecond Time.

Ordered, That the Bill be now read a fecond Time.

The Bill was accordingly read a fecond Time.

Ordered, That the Bill be engroſſed.

An engroſſed Bill to amend the Act, intituled *An Act² directing the Trial of Slaves, committing capital Offences, and for the more effectual puniſhing Conſpiracies and Inſurrections of them, and for the better Government of Negroes, Mulattoes, and Indians, bond or free,* was read the third Time.

Reſolved

¹ Henning, VIII, p. 562.

² Ibid, VI, p. 104.

Resolved, That the Bill do pass; and that the Title be, *An Act¹ for amending the Acts concerning the Trials and Outlawries of Slaves.*

Ordered, That Mr *Bland* do carry the Bill to the Council, and desire their Concurrence.

Ordered, That Mr *Speaker* do desire the Governor to order new Writs to issue for the electing of Burgesses, to serve in the General Assembly, for the new Counties, so soon as they shall take Place.

An engrossed *Bill* to amend an Act, intituled *An Act² directing the Duty of Surveyors of Land*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act³ to amend an Act, intituled an Act directing the Duty of Surveyors of Land.*

Ordered, That Mr *John Page* do carry the Bill to the Council, and desire their Concurrence.

An engrossed *Bill* to dock the Intail of certain Lands, whereof *Colwell Pettypool* and *Mary* his Wife are seised in Fee Tail, for Purposes therein mentioned, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act⁴ to vest certain Lands, whereof Colwell Pettypool and Mary his Wife are seised in Fee Tail, in Joseph Mayo, and for settling other Land and Slaves, to be purchased, in Lieu thereof.*

Ordered, That Mr *Carrington* do carry the Bill to the Council, and desire their Concurrence.

And then the House adjourned till Tomorrow Morning eleven of the Clock.

Thursday, the 9th of April, 12 George III, 1772.

Mr *Bland* reported from the Committee of Propositions and Grievances, to whom the Bill for appointing Trustees to regulate the making of Slopes for the Passage of Fish, in the Mill Dams, within the County of *Bedford*, was committed, that the Committee had made several other Amendments to the Bill, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a second Time, one by one, and, upon the Question severally put thereupon, were agreed to by the House.

Ordered, That the Bill, with the Amendments, be engrossed.

A *Bill* to establish a Jurisdiction for superintending the Conduct of the Clergy, was read a second Time.

Ordered, That the Bill be engrossed.

Ordered, That the Bill be read the third Time, upon the first Day of *May* next.

An engrossed *Bill* for establishing several Ferries, and discontinuing others, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act⁵ for establishing several Ferries, and for other Purposes.*

Ordered, That Mr *Carrington* do carry the Bill to the Council, and desire their Concurrence.

Mr *Cary* reported, from the Committee appointed to proportion the Public Levy, that the Committee had proportioned the Public Levy accordingly, and stated the same in a Book, which they had directed him to report to the House; and he delivered the Book in at the Clerk's Table.

Ordered, That the said Book do lie upon the Table, to be perused by the Members of the House.

The *Order* of the Day being read, for the House to resolve itself into a Committee of the whole House, upon the Bill to amend the Act, intituled *An Act⁶ prescribing the Method*

¹ Hening, VIII, p. 522.

² Ibid, VI, p. 33.

³ Ibid, VIII, p. 526.

⁴ Ibid, VIII, p. 643.

⁵ Ibid, VIII, p. 554.

⁶ Ibid, V, p. 515.

Method of appointing Sheriffs, and for limiting the Time of their Continuance in Office, and directing their Duty therein;

The House resolved itself into the said Committee.

Mr *Speaker* left the Chair.

Mr *Bland* took the Chair of the Committee.

Mr *Speaker* resumed the Chair.

157 Mr *Bland* reported from the Committee, that they had gone through the Bill, and made several Amendments thereunto, which they had directed him to report, when the House will please to receive the same.

Ordered, That the Report be now received.

Mr *Bland* accordingly reported, from the said Committee, the Amendments which the Committee had made to the Bill, and which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the Bill, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a second Time, one by one, and, upon the Question severally put thereupon, some of them were disagreed to, and the rest were agreed to by the House; and an Amendment was made by the House to the Bill.

Ordered, That the Bill, with the Amendments, be engrossed.

Mr *Bland* reported from the Committee of Privileges and Elections, that the Committee had, according to Order, examined the Returns of the several other Writs, for electing Burgesses to serve in this present General Assembly, and compared the same with the Form prescribed by Law, and had come to several Resolutions, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered it in at the Clerk's Table; where the Resolutions of the Committee were read, and are as followeth, *viz.*

Resolved, That it is the Opinion of this Committee, that the Returns of the Writs, for electing Burgesses to serve in this present General Assembly, for the Counties of *Amherst, Buckingham, Essex, Hampshire, and King William*, are made in the Form prescribed by Law.

Resolved, That it is the Opinion of this Committee, that the Returns of the Writs, for electing Burgesses to serve in this present General Assembly, for the Counties of *Bedford, Culpeper, Frederick, Henrico, Halifax, King George, Loudoun, Orange, Prince Edward, Prince William, and Princess Anne*, are not made in the Form prescribed by Law.

The said *Resolutions* being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

Ordered, That the several Returns of the Writs, for electing Burgesses to serve in this present General Assembly, for the Counties in the last Resolution mentioned, be amended by the Clerk at the Table.

And the said *Returns* were amended by the Clerk accordingly.

The other *Order* of the Day being read;

The House resolved itself into a Committee of the whole House, upon the Bill for calling in and sinking the old Treasury Notes, now in Circulation.

Mr *Speaker* left the Chair.

Mr *Bland* took the Chair of the Committee.

Mr *Speaker* resumed the Chair.

Mr *Bland* reported from the Committee, that the Committee had directed him to report the Bill to the House, without any Amendment; and he delivered the Bill in at the Clerk's Table.

And the *Question* being put that the Bill be engrossed;

It passed in the Negative.

A *Message* from the Council by Mr *Blair*:

Mr *Speaker*,

The Council have agreed to the Bill, intituled An Act¹ to allow the Minister of the Parish

¹ Hening, VIII, p. 610.

Parish of *Antrim*, in the County of *Halifax*, the same Salary as other Ministers are intitled to receive, *without any Amendment; and also,*

The Council have agreed to the Bill, intituled An Act¹ for regulating the Allowances to the Keeper of the Public Prison, for the Maintenance of poor Prisoners for Debt, and for other Purposes therein mentioned, without any Amendment; and also,

The Council have agreed to the Bill, intituled An Act² for opening and extending the Navigation of the River Potowmack, from Fort Cumberland to Tide Water, with an Amendment, to which Amendment the Council desire the Concurrence of this House; and also, 158

The Council have agreed to the Bill, intituled An Act³ to encourage the further Settlement of the Town of Alexandria, in the County of Fairfax, with an Amendment, to which Amendment the Council desire the Concurrence of this House.

And then the Messenger withdrew.

Ordered, That Leave be given to bring in a Bill for laying a Public Levy; and that Mr *Cary*, Mr *Gray*, Mr *Taylor*, and Mr *Hardy*, do prepare and bring in the same.

The House proceeded to take into Consideration the Amendment made by the Council to the Bill, intituled *An Act⁴ for opening and extending the Navigation of the River Potowmack, from Fort Cumberland to Tide Water.*

And the said Amendment was read, and is as followeth, *viz.*

Page 5, Line 7, after 'ever' insert '*Provided nevertheless, that if any further Damage should arise to any Proprietor of Land, in Consequence of the opening of such Canal, than had been before considered and valued, it shall be lawful for such Proprietor, as often as any such new Damage shall happen, by Application to the Court of the County where the Land shall lie, to have such further Damages valued by a Jury, in like Manner, and to receive and recover the same of the said Trustees; and upon every such Valuation, the Jury is hereby directed to describe and ascertain the Bounds of the Lands so valued.*'

The said Amendment being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Ordered, That Mr *Thomson Mason* do carry the Bill to the Council, and acquaint them that this House hath agreed to the Amendment made by them.

An engrossed *Bill* for appointing Trustees to regulate the making of Slopes, for the Passage of Fish, in the Mill Dams, within the County of *Bedford*, was read the third Time.

Resolved, That the Bill do pass; and that the Title be, *An Act⁵ for appointing Trustees to regulate the making of Slopes, for the Passage of Fish, in the Mill Dams, within the County of Bedford.*

Ordered, That Mr *Talbot* do carry the Bill to the Council, and desire their Concurrence.

The House proceeded to take into Consideration the Amendment made by the Council to the Bill, intituled *An Act⁶ to encourage the further Settlement of the Town of Alexandria, in the County of Fairfax.*

And the said Amendment was read, and is as followeth, *viz.*

Line 32, after 'proper' insert "*Provided nevertheless, that no Forfeiture of any such Marsh Lots, as belong to Infants, or Persons out of the Country, shall be incurred for want of such Draining; but the Trustees shall be at Liberty to do the same, and the Guardian of such Infants, or the Attorney of such Persons not resident in the Country, shall be obliged to repay to the Trustees the Expence thereof, if so much they shall or may have in their Hands of the Estate and Effects of such Proprietors of the said Lots.*"

The said Amendment, being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Ordered, That Mr *Bland* do carry the Bill to the Council, and acquaint them that this House hath agreed to the Amendment made by them.

Mr *Cary* presented to the House, according to Order, a Bill for laying a Public Levy; and the same was received and read the first Time.

Resolved, That the Bill be read a second Time.

Ordered, That the Bill be now read a second Time.

The

¹ Hening, VIII, p. 527.

² Ibid, VIII, p. 570.

³ Ibid, VIII, p. 613.

⁴ Ibid, VIII, p. 570.

⁵ Ibid, VIII, p. 585.

⁶ Ibid, VIII, p. 613.

The *Bill* was accordingly read a second Time.

Ordered, That the *Bill* be engrossed.

An engrossed *Bill* to amend the Act, intituled *An Act¹ prescribing the Method of appointing Sheriffs, and for limiting the Time of their Continuance in Office, and directing their Duty therein*, was read the third Time.

Resolved, That the *Bill* do pass; and that the Title be, *An Act² to amend an Act intituled an Act prescribing the Method of appointing Sheriffs, and for limiting the Time of their Continuance in Office, and directing their Duty therein, and for other purposes*.

Ordered, That Mr *Bland* do carry the *Bill* to the Council, and desire their Concurrence.

Mr *Cary* reported from the Committee, to whom the *Bill* to amend so much of an Act of Assembly, intituled *An Act³ for the Inspection of Pork, Beef, Flour, Tar, Pitch, and Turpentine, as relates to the Inspection of Flour*, was committed, that the Committee had gone through the *Bill*, and made several Amendments thereunto, which they had directed him to report to the House; and he read the Report in his Place, and afterwards delivered the *Bill*, with the Amendments, in at the Clerk's Table; where the Amendments were once read throughout, and then a second Time, one by one, and, upon the Question severally put thereupon, were agreed to by the House.

Ordered, That the *Bill*, with the Amendments, be engrossed.

And then the House adjourned till Tomorrow Morning eleven of the Clock.

Friday. the 10th of April. 12 George III. 1772.

ANOTHER Member having taken the Oaths appointed to be taken by Act of Parliament, and repeated and subscribed the Test, took his Place in the House.

The *Book* of Public Proportions, which was Yesterday ordered to lie upon the Table, was read, and, upon the Question put thereupon, agreed to by the House.

An engrossed *Bill* for laying a Public Levy, was read the third Time.

Resolved, That the *Bill* do pass; and that the Title be, *An Act⁴ for laying a Public Levy*.

Ordered, That Mr *Cary* do carry the *Bill* to the Council, and desire their Concurrence.

An engrossed *Bill* to amend so much of an Act of Assembly, intituled *An Act for the Inspection of Pork, Beef, Flour, Tar, Pitch, and Turpentine, as relates to the Inspection of Flour*, was read the third Time.

Resolved, That the *Bill* do pass; and that the Title be, *An Act⁵ to amend so much of an Act of Assembly intituled an Act for the Inspection of Pork, Beef, Flour, Tar, Pitch, and Turpentine, as relates to the Inspection of Flour*.

Ordered, That Mr *Cary* do carry the *Bill* to the Council, and desire their Concurrence.

A Message from the Council by Mr *Blair*:

Mr *Speaker*,

The Council have agreed to the *Bill*, intituled *An Act⁶ to amend an Act, intituled an Act directing the Duty of Surveyors of Land, without any Amendment; and also,*

The Council have agreed to the *Bill*, intituled *An Act⁷ for establishing several new Ferries, and for other Purposes, without any Amendment; and also,*

The Council have agreed to the *Bill*, intituled *An Act⁸ to revive and continue the Acts for the more effectual keeping the public Roads and Bridges in Repair, without any Amendment; and also,*

The Council have agreed to the *Bill*, intituled *An Act⁹ for altering the Method of suing out Writs of Alias Capias, and other Procefs, in the County Courts, for regulating certain Expences on Attachments, and Writs of Execution, and for altering the Court Days of certain Counties, without any Amendment; and also,*

The

¹ Hening, V, p. 515.

² Ibid, VIII, p. 524.

³ Ibid, VIII, p. 511.

⁴ Ibid, VIII, p. 533.

⁵ Ibid, VIII, p. 511.

⁶ Ibid, VIII, p. 526.

⁷ Ibid, VIII, p. 554.

⁸ Ibid, VIII, p. 542.

⁹ Ibid, VIII, p. 517.

The Council have agreed to the Bill, intituled An Act¹ to vest certain Lands, whereof Colwell Pettypool and Mary his Wife are seised in Fee Tail, in Joseph Mayo, and for settling other Land and Slaves, to be purchased, in lieu thereof, *without any Amendment; and also,*

The Council have agreed to the Bill, intituled An Act² to establish a Town on the Land of John Riñor, in the County of Fauquier, and for other Purposes, *without any Amendments; and also,* 160

The Council do not insist upon their first Amendment to the Bill, intituled, An Act³ to amend An Act intituled An Act to amend An Act intituled An Act to oblige the Owners of Mills, Hedges, or Stone Stops, on fundry Rivers therein mentioned, to make Openings therein, for the Passage of Fish, and for other Purposes therein mentioned, *disagreed to by this House, but they do insist upon the subsequent Amendments to the said Bill, disagreed to by this House, and desire the House will recede from their Disagreement thereunto.*

And then the Messenger withdrew.

Resolved, That this House doth recede from their Disagreement to the said Amendments.

Ordered, That Mr Bland do carry the Bill to the Council, and acquaint them that this House hath receded from their Disagreement to the said Amendments.

Ordered, That Mr Speaker do transmit to the Speaker of the Lower House of Assembly, of the Province of Maryland, a Copy of the Act for erecting a Lighthouse on Cape Henry, and also a Copy of the Act for opening and extending the Navigation of the River Potowmack, from Fort Cumberland, to Tide Water, and desire the Assembly of the said Province to enact Laws of the like Import.

A Message from the Council by Mr Blair:

Mr Speaker,

The Council have agreed to the Bill, intituled, An Act⁴ to continue and amend the Act intituled An Act to continue and amend the Act intituled An Act for amending the Staple of Tobacco, and for preventing Frauds in his Majesty's Customs, *with an Amendment, to which Amendment the Council desire the Concurrence of this House; and also,*

The Council have agreed to the Bill, intituled An Act⁵ to amend an Act, intituled An Act for the better Preservation of the Breed of Deer, and preventing unlawful hunting, *with an Amendment, to which Amendment the Council desire the Concurrence of this House.*

And then the Messenger withdrew.

The House proceeded to take into Consideration the Amendment, made by the Council, to the Bill, intituled An Act⁶ to continue and amend the Act intituled An Act to continue and amend the Act intituled an Act for amending the Staple of Tobacco, and for preventing Frauds in his Majesty's Customs.

And the said Amendment was read, and is as followeth, *viz.*

Page 2, Line 11, leave out from 'respectively,' to 'and' in Line 13, and insert, 'and that the Receipts of the Warehouses, on the Lots of Robert Bolling, adjoining Davis's Landing, in the Town of Blandford, and on the said Bolling's Land, at Cedar Point, in the County of Dinwiddie, shall pass in all Payments where the Receipts of the Warehouses at Blandford and Bolling's Point are payable' instead thereof.

The said Amendment being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Ordered, That Mr Bland do carry the Bill to the Council, and acquaint them that this House hath agreed to the Amendment made by them.

The House proceeded to take into Consideration the Amendment, made by the Council, to the Bill, intituled An Act⁷ to amend an Act intituled An Act for the better Preservation of the Breed of Deer, and preventing unlawful Hunting.

And the said Amendment was read, and is as followeth, *viz.*

Line

¹ Henning, VIII, p. 643.

² Ibid, VIII, p. 621.

³ Ibid, VIII, p. 583.

⁴ Ibid, VIII, p. 318.

⁵ Ibid, VIII, p. 591.

⁶ Ibid, VIII, p. 507.

⁷ Ibid, VIII, p. 591.

Line 32, leave out 'four' and insert 'fix' instead thereof.

The said *Amendment* being read a second Time, was, upon the Question put thereupon, agreed to by the House.

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Ordered, That Mr Cary do carry the Bill to the Council, and acquaint them that this House hath agreed to the Amendment made by them.

Resolved, That the Sum of eighty Pounds be paid, by the Treafurer of this Colony, to George Booth, of Gloucester County, for his Negro Slave Will, and the further Sum of ninety Pounds to Richard Allen, of Warwick County, for his Negro Slave Jack, which said Slaves were, by the Court of the said County of Warwick, condemned for Felony, on their producing to the said Treafurer Certificates of the Execution of the said Slaves respectively.

Ordered, That Mr Cary do carry the Resolution to the Council, and desire their Concurrence.

A Message from the Council by Mr Blair:

Mr Speaker,

The Council have agreed to the Bill, intituled An Act¹ for laying a Public Levy, without any Amendment; and also,

The Council have agreed to the Bill, intituled An Act² to amend so much of an Act of Assembly, intituled An Act for the Inspection of Pork, Beef, Flour, Tar, Pitch, and Turpentine, as relates to the Inspection of Flour, without any Amendment; and also,

The Council have agreed to the Bill, intituled An Act³ for appointing Trustees, to regulate the making of Slopes, for the Passage of Fish, in the Mill Dams within the County of Bedford, without any Amendment; and also,

The Council have agreed to the Bill, intituled An Act⁴ to amend an Act intituled An Act prescribing the Method of appointing Sheriffs, and for limiting the Time of their Continuance in Office, and directing their Duty therein, and for other Purposes, with an Amendment, to which Amendment the Council desire the Concurrence of this House; and also,

The Council have agreed to the Bill, intituled An Act⁵ for amending the Acts concerning the Trials and Outlawries of Slaves, with some Amendments, to which Amendments the Council desire the Concurrence of this House; and also,

The Council have agreed to the Resolve for paying several Sums of Money to George Booth and Richard Allen.

And then the Messenger withdrew.

The House proceeded to take into Consideration the Amendment, made by the Council, to the Bill, intituled An Act⁶ to amend An Act intituled an Act prescribing the Method of appointing Sheriffs, and for limiting the Time of their Continuance in Office, and directing their Duty therein, and for other Purposes.

And the said Amendment was read, and is as followeth, viz.

Line 18, after 'Commission,' insert 'And whereas the Inhabitants of this Colony are liable to be, and in many Instances have been, imposed upon by the Sheriffs or Collectors of the several Counties, for want of an Account stated, separately and distinctly, of the several Fees by them collected, for different Officers, and also a clear Account of the Quitrents, Public, County, or Parish Levies, which the said Sheriffs, or their Deputies, often refuse to give, and often do make Distress, if immediate Payment be not made of a Sum demanded by them in Gross; which Practices are productive of great Inconveniencies: For Remedy whereof, Be it further enacted, by the Authority aforesaid, that every Sheriff, Deputy Sheriff, or Collector, who shall hereafter receive from any Person or Persons any Officers Fees, Quitrents, Public, County, or Parish Levies, shall deliver to the Person so paying a fair and distinct Account of the several Articles, for which he shall receive the same, and also a Receipt for what shall be so paid him; and every Sheriff, Deputy Sheriff, or Collector, failing herein, shall forfeit and pay, to the Person by whom such Payment shall be made, the Sum of twenty Shillings

¹ Hening, VIII, p. 533.

² Ibid, VIII, p. 511.

³ Ibid, VIII p. 585.

⁴ Ibid, VIII, p. 524.

⁵ Ibid, VIII, p. 522.

⁶ Ibid, VIII, p. 524.

Shillings, for each Offence, to be recovered, with Costs, before any Justice of the Peace of the County, where such Sheriff, Deputy Sheriff, or Collector shall reside, and such Sheriff, or other Officer, shall moreover be liable, to the Party grieved, for all Damages he may sustain, by Means of such Officers demanding and receiving a greater Sum than shall be really due, to be recovered, by Action of Trespass on the Case, before any Court of Record within this Colony, in which Action, where the Plaintiff shall recover, he shall also recover his full Costs.'

The said Amendment, being read a second Time, was, upon the Question put thereupon, agreed to by the House.

Ordered, That Mr Carrington do carry the Bill to the Council, and, acquaint them that this House hath agreed to the Amendment made by them.

The House proceeded to take into Consideration the Amendments, made by the Council, to the Bill, intituled *An Act for Amending the Acts concerning the Trials and Outlawries of Slaves.*

And the said Amendments were read, and are as followeth, viz.

Line 6, leave out from 'Clergy,' to 'unless,' in the next Line.

Line 19, leave out 'be first proved,' and insert 'shall appear,' instead thereof.

Line 20, leave out, 'by the Oath of one or more credible Witness or Witnesses.'

Line 21, after 'Mischief,' insert 'or hath been outlying for the Space of ten Days.'

The three first Amendments, being severally read a second Time, were, upon the Question severally put thereupon, agreed to by the House.

The last Amendment, being read a second Time, was, upon the Question put thereupon, disagreed to by the House.

Ordered, That a Message be sent to the Council, to acquaint them that this House doth disagree to the last of the said Amendments, by them proposed to the said Bill, and doth desire that they will pass the same, without the said last Amendment; and that Mr Bland do carry the said Message.

And then the House adjourned till Tomorrow Morning, eleven of the Clock.

Saturday, the 11th of April, 12 George III. 1772.

A Message from the Council, by Mr Blair:

Mr Speaker,

The Council do not insist upon the last of the Amendments, made by them, to the Bill, intituled An Act for amending the Acts concerning the Trials and outlawries of Slaves, to which this House hath disagreed.

And then the Messenger withdrew.

Mr Digges reported from the Committee appointed to examine the enrolled Bills, that the Committee had examined the enrolled Bills, and rectified such Mistakes as were found therein, and that they are truly enrolled.

Ordered, That Mr Digges do carry the enrolled Bills to the Council, for their Inspection.

A Message from the Council by Mr Blair:

Mr Speaker,

The Council have inspected the enrolled Bills, and are satisfied they are truly enrolled.

And then the Messenger withdrew.

A Message from the Governor by Mr Blair:

Mr Speaker,

The Governor commands this House to attend his Excellency immediately, in the Council Chamber,

Accordingly Mr Speaker, with the House, went up to attend his Excellency, in the Council

¹ Hening, VIII, p. 522.

² Ibid, VIII, p. 522.

Council Chamber, where his Excellency was pleased to give his Assent to the several public and private Bills, and Resolves following, *viz.*

An Act¹ to continue and amend an act, intituled an act to continue and amend the act, intituled an act for amending the staple of tobacco, and for preventing frauds in his Majesty's customs.

An act² to amend so much of an act of Assembly, intituled an act for the inspection of pork, beef, flour, tar, pitch, and turpentine, as relates to the inspection of flour.

An act³ for further continuing the act, intituled an act for reducing the several acts of Assembly, for making provision against invasions and insurrections, into one act.

An act⁴ for further continuing and amending the act, intituled an act for the better regulating and collecting certain Officers fees, and for other purposes therein mentioned.

An act⁵ to empower the clerks of county courts to issue certain writs of execution into other counties.

168 An act⁶ for altering the method of suing out writs of alias capias, and other process in the county courts, for regulating certain expences and attachments, and writs of execution, and for altering the court days of certain counties.

An act⁷ for altering the court days of the counties of Surry, Bedford, and Princess Anne.

An act⁸ to amend an act, intituled an act to prevent malicious maiming and wounding.

An act⁹ for amending the acts concerning the trials and outlawries of Slaves.

An act¹⁰ to amend an act, intituled an act concerning seamen.

An act¹¹ to amend the act, intituled an act prescribing the method of appointing sheriffs, and for limiting the time of their continuance in office, and directing their duty therein, and for other purposes.

An act¹² to amend an act, intituled an act directing the duty of surveyors of land.

An act¹³ for regulating the allowances to the keeper of the public prison, for the maintenance of poor prisoners for debt, and for other purposes therein mentioned.

An act¹⁴ to continue an Act, intituled an act to continue and amend an act, intituled an act for reducing the several acts, made for laying a duty upon liquors, into one act.

An act¹⁵ for continuing and amending several acts, and reviving one act for laying duties upon slaves imported.

An act¹⁶ for laying a public levy.

An act¹⁷ to amend the several acts of Assembly respecting the currency of copper money in this colony.

An act¹⁸ for the ease and relief of the people, by paying the Burgeesses wages in money, for the present session of Assembly.

An act¹⁹ to compel ships, importing convicts, servants, or slaves, infected with the gaol fever, or smallpox, to perform quarantine.

An act²⁰ for erecting a lighthouse on Cape Henry.

An act²¹ to continue an act, intituled an act for establishing pilots, and regulating their fees.

An act²² to revive and continue the acts for the more effectual keeping the public roads and bridges in repair.

An act²³ for keeping in repair several roads, and for other purposes therein mentioned.

An act²⁴ for clearing a road from the Warm Springs, in Augusta, and for other purposes therein mentioned.

An act²⁵ to appoint commissioners to view a place proposed for a road through the South mountain.

An act²⁶ for building a bridge over the western branch of Nansmond river by subscription.

An act²⁷ for establishing several new ferries, and for other purposes.

An

¹ Hening, VIII, p. 507.

² Ibid, VIII, p. 511.

³ Ibid, VIII, p. 514.

⁴ Ibid, VIII, p. 515.

⁵ Ibid, VIII, p. 516.

⁶ Ibid, VIII, p. 517.

⁷ Ibid, VIII, p. 519.

⁸ Ibid, VIII, p. 520.

⁹ Ibid, VIII, p. 522.

¹⁰ Ibid, VIII, p. 523.

¹¹ Ibid, VIII, p. 524.

¹² Ibid, VIII, p. 526.

¹³ Ibid, VIII, p. 527.

¹⁴ Ibid, VIII, p. 529.

¹⁵ Ibid, VIII, p. 530.

¹⁶ Ibid, VIII, p. 533.

¹⁷ Ibid, VIII, p. 534.

¹⁸ Ibid, VIII, p. 536.

¹⁹ Ibid, VIII, p. 537.

²⁰ Ibid, VIII, p. 539.

²¹ Ibid, VIII, p. 542.

²² Ibid, VIII, p. 542.

²³ Ibid, VIII, p. 543.

²⁴ Ibid, VIII, p. 546.

²⁵ Ibid, VIII, p. 552.

²⁶ Ibid, VIII, p. 552.

²⁷ Ibid, VIII, p. 545.

An act¹ for cutting a navigable canal from Archer's Hope creek to Queen's creek, through or near the city of Williamsburg.

An act² to enlarge the power of the trustees appointed to carry into execution an act, passed this present session of Assembly, intituled an act for cutting a navigable canal from Archer's Hope creek to Queen's creek, through or near the city of Williamsburg.

An act³ for opening the falls of James river, by subscription, and for other purposes.

An act⁴ for opening and extending the navigation of the river Potowmack, from Fort Cumberland, to tide water.

An act⁵ to amend an act, intituled an act for clearing Mattapony river.

An act⁶ to explain and amend an act, intituled an act to oblige the owners of mills, hedges, or stops, on the rivers therein mentioned, to make openings or slopes therein for the passage of fish.

An act⁷ to amend an act, intituled an act to amend an act, intituled an act to oblige the owners of mills, hedges, or stone stops, on sundry rivers therein mentioned, to make openings or slopes therein for the passage of fish, and for other purposes therein mentioned.

An act⁸ for appointing trustees to regulate the making of slopes for the passage of fish, in the mill dams within the county of Bedford.

An act⁹ to revive the act, intituled an act for giving a salary to the Speaker of the House of Burgeffes.

An act¹⁰ for further continuing the act, intituled an act for appointing a Treasurer.

An act¹¹ to enable the Nottoway Indians to lease certain Lands, and for other purposes therein mentioned.

An act¹² to amend an act, intituled an act for the better preservation of the breed of deer, and preventing unlawful hunting.

An act¹³ for making further provision for the support and maintenance of Ideots, lunatics, and other persons of unsound minds.

An act¹⁴ for further continuing and amending the act, intituled an act for encreasing the reward for killing wolves, within certain counties, to be paid by the respective counties wherein the services shall be performed.

An act¹⁵ for continuing and amending the act, intituled an act for destroying crows and squirrels in certain counties therein mentioned.

An act¹⁶ for dividing the county of Frederick into three distinct counties.

An act¹⁷ for dividing the county of Botetourt into two distinct counties.

An act¹⁸ to appoint commissioners to strike a dividing line between the counties of Stafford and King George.

An act¹⁹ for adding part of the county of Nansmond to the county of Isle of Wright.

An act²⁰ for dividing the parishes of Southam, in the county of Cumberland, and Dale, in the county of Chesterfield.

An act²¹ for dissolving the vestries of the parish of Saint Martin, in the counties of Hanover and Louisa, and of Saint John, in the county of King William.

An act²² to empower the vestry of the parish of Saint George, in Spotsylvania, to sell part of the church yard.

An act²³ to allow the Minister of the parish of Antrim, in the county of Halifax, the same salary as other Ministers are intitled to receive.

An act²⁴ to empower the corporation of the borough of Norfolk to assess a tax on the inhabitants thereof, for the purpose therein mentioned.

An act²⁵ to encourage the further settlement of the town of Alexandria, in the county of Fairfax.

An act²⁶ for establishing the town of Fincafile, in the county of Botetourt.

An act²⁷ for appointing trustees for the town of Cobham, and for other purposes therein mentioned.

An

¹ Hening, VIII, p. 556.

² Ibid, VIII, p. 562.

³ Ibid, VIII, p. 564.

⁴ Ibid, VIII, p. 570.

⁵ Ibid, VIII, p. 579.

⁶ Ibid, VIII, p. 581.

⁷ Ibid, VIII, p. 583.

⁸ Ibid, VIII, p. 585.

⁹ Ibid, VIII, p. 587.

¹⁰ Ibid, VIII, p. 588.

¹¹ Ibid, VIII, p. 588.

¹² Ibid, VIII, p. 591.

¹³ Ibid, VIII, p. 594.

¹⁴ Ibid, VIII, p. 595.

¹⁵ Ibid, VIII, p. 596.

¹⁶ Ibid, VIII, p. 597.

¹⁷ Ibid, VIII, p. 600.

¹⁸ Ibid, VIII, p. 601.

¹⁹ Ibid, VIII, p. 602.

²⁰ Ibid, VIII, p. 603.

²¹ Ibid, VIII, p. 607.

²² Ibid, VIII, p. 609.

²³ Ibid, VIII, p. 610.

²⁴ Ibid, VIII, p. 611.

²⁵ Ibid, VIII, p. 613.

²⁶ Ibid, VIII, p. 616.

²⁷ Ibid, VIII, p. 617.

An act¹ to prevent hogs and goats going at large in the town of Suffolk.

An act² to establish a town on the land of John Ricior, in the county of Fauquier, and for other purposes.

An act³ for continuing the act, intituled an act, for reimbursing the inhabitants of King William and Hanover counties for the expence of clearing Pamunkey river.

An act⁴ for appointing commissioners to ascertain the value of certain churches and chapels, in the parishes of Frederick, Norborne, and Beckford, and for other purposes therein mentioned.

An act⁵ for appointing commissioners for selling the tobacco damaged in the public warehouse, for inspection of tobacco, at Morton's, and for other purposes therein mentioned.

An act⁶ to enable Henrietta Marmillod to sell and dispose of the estate devised to her by her brother Nathaniel Walthoe, Esq; deceased, notwithstanding her coverture.

An act⁷ to vest certain intailed lands, whereof Philip Ludwell Grymes, Gentleman, is seised, in William Roane, Gentleman, in fee simple.

An act⁸ to dock the intail of certain lands, whereof William Todd, Gentleman, is seised, and for other purposes therein mentioned.

An act⁹ to dock the intail of certain lands, whereof John Hancock is seised, and for settling other lands and slaves in lieu thereof.

An act¹⁰ to dock the intail of certain lands, whereof Ralph Wormeley, Esq; is seised.

An act¹¹ to dock the intail of certain land, whereof Nathaniel West Dandridge is seised.

An act¹² for vesting in trustees certain lands, whereof William Booth, Gentleman, and Elizabeth his wife, are seised in fee tail, to be sold, and for laying out the money, arising from the sale, in purchasing other lands, to be settled to the same uses.

An act¹³ to dock the intail of certain lands, whereof James Blackwell, the younger, is seised, and for other purposes therein mentioned.

An act¹⁴ to vest certain lands, whereof Colwell Pctypool, and Mary his wife, are seised in fee tail, in Joseph Mayo, and for settling other land and slaves, to be purchased, in lieu thereof.

A resolve for paying four hundred and fifty pounds per annum to William Rind, the public printer.

A resolve for paying a salary to the keeper of the public gaol.

A resolve for paying a salary to Peter Pelham, organist.

A resolve for paying a sum of money, and an annuity, to John Robinson.

A resolve for paying a sum of money to Benjamin Powell.

A resolve for paying several sums of money to Andrew Estave.

A resolve for paying an annuity to John Burton.

A resolve for paying several sums of money to Philip Hand.

A resolve for paying several sums of money to the committee for examining the Treasurer's accounts, and burning the treasury notes.

A resolve for paying several sums of money to George Booth, and Richard Allen.

After which his Excellency was pleased to make a Speech to the Council, and this House, as followeth, viz.

Gentlemen of the Council, Mr Speaker, and Gentlemen of the House of Burgeffes,

The public Business being concluded, it becomes necessary to put an End to this Session of Assembly; and I recommend to you to use your best Endeavours, in your several Counties, to infuse that Spirit of Industry, which alone can make a Country flourish, and to promote a strict Observance of that Order and Regularity, which are equally necessary to the Security of all good Government, as well as to the real Welfare of the People. On my Part, I shall stedfastly watch over the Preservation of your Laws, and ever be ready to administer them for the Protection of all your just Rights and Privileges.

I do prorogue you to Thursday the twenty-fifth of June; you are accordingly prorogued to Thursday the twenty-fifth Day of June next.

¹ Hening, VIII, p. 620.

² Ibid, VIII, p. 621.

³ Ibid, VIII, p. 623.

⁴ Ibid, VIII, p. 623.

⁵ Ibid, VIII, p. 626.

⁶ Ibid, VIII, p. 627.

⁷ Ibid, VIII, p. 630.

⁸ Ibid, VIII, p. 631.

⁹ Ibid, VIII, p. 635.

¹⁰ Ibid, VIII, p. 637.

¹¹ Ibid, VIII, p. 638.

¹² Ibid, VIII, p. 640.

¹³ Ibid, VIII, p. 641.

¹⁴ Ibid, VIII, p. 643.



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